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Statutes Ont.

Ontario. Statutes

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437

# STATUTES

OF THE

## PROVINCE OF ONTARIO

PASSED IN THE SESSION HELD IN THE

Fourth Year of the Reign of His Majesty  
KING GEORGE V.,

Being the Third Session of the Thirteenth  
Legislature of Ontario,

1914

BEGUN AND HOLDEN AT TORONTO ON THE EIGHTEENTH DAY OF FEBRUARY IN THE YEAR OF OUR  
LORD ONE THOUSAND NINE HUNDRED AND FOURTEEN.



HIS HONOUR  
SIR JOHN MORISON GIBSON, K.C.M.G.,  
LIEUTENANT-GOVERNOR.

135447  
4/12/14

TORONTO:

PRINTED AND PUBLISHED BY L. K. CAMERON

Printer to the King's Most Excellent Majesty.

1914

# STATUTES

OF THE

## PROVINCE OF ONTARIO

PASSED IN THE SESSION HELD IN 1874

Fourth Year of the Reign of His Majesty

KING GEORGE V.

Being the Third Session of the Thirteenth

Legislature of Ontario.

Printed by

WILLIAM BRIGGS,

29-37 Richmond Street West,

TORONTO.



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1874

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## 4 GEORGE V.

### CHAPTER 1.

An Act for granting to His Majesty certain sums of money for the public service of the financial year ending on the 31st day of October, 1914, and for the public service of the financial year ending the 31st day of October, 1915.

*Assented to 1st May, 1914.*

#### MOST GRACIOUS SOVEREIGN:

**W**HEREAS it appears by messages from His Honor Preamble.  
Sir John Morison Gibson, Knight Commander of the most Distinguished Order of St. Michael and St. George, Lieutenant-Governor of the Province of Ontario, and the estimates accompanying the same, that the sums hereinafter mentioned in the schedules to this Act are required to defray certain expenses of the public service of this Province, not otherwise provided for, for the financial year ending on the 31st day of October, 1914, and for the financial year ending the 31st day of October, 1915, and for other purposes connected with the public service; May it therefore please Your Majesty that it may be enacted, and it is hereby enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, as follows:—

1. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole seven million nine hundred and thirteen thousand three hundred and fifty-one dollars and four cents, towards defraying the several charges and expenses of the public service of this Province not otherwise provided for, from the first day of November, 1913, to the thirty-first day of October, 1914, as set forth in Schedule "A" to this Act. \$7,913,351.04 granted for year ending 31st October, 1914.

2. From and out of the Consolidated Revenue Fund of this Province, there may be paid and applied a sum not exceeding in the whole nine million eight hundred and ten thousand \$9,810,749.60 granted for fiscal year 1914-15.

thousand seven hundred and forty-nine dollars and sixty cents towards defraying the several charges and expenses of the public service of this Province, not otherwise provided for, from the first day of November, 1914, to the thirty-first day of October, 1915, as set forth in Schedule "B" to this Act.

Accounts to  
be laid  
before  
Assembly.

**3.** Accounts in detail of all moneys received on account of this Province during the said financial year 1913-1914 and of all expenditures under Schedule "A" of this Act, shall be laid before the Legislative Assembly at its first sitting after the completion of the said period: and accounts in detail of all moneys received on account of this Province during the financial year 1914-1915 and of all expenditures under Schedule "B" of this Act, shall be laid before the Legislative Assembly at the first sitting after the completion of the said financial year.

Appropriations for  
1913-1914  
unexpended.

**4.** Any part of the money under Schedule "A" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1914, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or at such subsequent date as may be fixed by the Lieutenant-Governor in Council under the provisions of *The Audit Act* as amended by the Act passed in the ninth year of the reign of His late Majesty, King Edward the Seventh, Chaptered Eleven, intituled *An Act respecting the Fiscal Year*, shall lapse and be written off.

Appropriations for  
1914-1915  
unexpended,  
to lapse.

**5.** Any part of the money under Schedule "B" appropriated by this Act out of the Consolidated Revenue, which may be unexpended on the thirty-first day of October, 1915, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances remaining unexpended after the said date or after a date fixed by the Lieutenant-Governor in Council as mentioned in section 4 shall lapse and be written off.

Accounting  
for expenditure.

**6.** The due application of all moneys expended under this Act out of the Consolidated Revenue shall be accounted for to His Majesty.

## SCHEDULE "A."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and fourteen, and the purposes for which they are granted:—

## CIVIL GOVERNMENT.

To defray the expenses of the several Departments at Toronto:—

Lieutenant-Governor's office...	\$450 00	
Office of the Prime Minister and President of the Council.	250 00	
Attorney-General's Department	10,280 47	
Education Department .....	4,791 43	
Lands, Forests and Mines Department. . . . .	9,268 81	
Public Works Department...	16,046 32	
Treasury Department .....	5,787 25	
Audit Office .....	2,343 89	
Provincial Secretary's Department. . . . .	19,484 68	
Department of Agriculture...	4,250 00	
Factory Inspection Branch...	800 00	
Stationary Engineers .....	150 00	
Miscellaneous. . . . .	1,258 30	
		\$75,161 15

## LEGISLATION.

To defray expenses of Legislation.....	\$34,925 61
--	-------------

## ADMINISTRATION OF JUSTICE.

To defray expenses of Administration of Justice. . . . .	\$141,351 13
--	--------------

## EDUCATION.

To defray expenses of:—	
Public and Separate Schools Education. . . . .	\$52,156 07
Normal and Model Schools, Toronto. . . . .	2,617 00
Normal and Model Schools, Ottawa. . . . .	2,164 55

Normal

Normal and Model Schools,	
London . . . . .	\$1,400 00
Normal School, Hamilton . . . . .	250 00
Normal School, Peterborough . . . . .	250 00
Normal School, Stratford . . . . .	985 00
Normal School, North Bay . . . . .	250 00
High Schools and Collegiate	
Institutes . . . . .	11,800 00
Departmental Library and Mus-	
eum . . . . .	2,099 55
Public Libraries, Art Schools,	
Historical, Literary and	
Scientific Societies . . . . .	4,032 51
Technical Education . . . . .	7,100 00
Provincial University and	
Mining Schools . . . . .	3,356 72
Maintenance Education De-	
partment and Miscellan-	
eous . . . . .	3,960 45
The Ontario School for the	
Deaf, Belleville . . . . .	5,140 66
The Ontario School for the	
Blind, Brantford . . . . .	3,422 25
	<hr/>
	\$100,984 76

## PUBLIC INSTITUTIONS, MAINTENANCE.

To defray expenses of:—

Hospital for Insane, Brock-	
ville . . . . .	\$10,510 00
Hospital for Insane, Hamilton . . . . .	17,234 00
Hospital for Insane, Kingston . . . . .	3,630 00
Hospital for Insane, London . . . . .	15,530 00
Hospital for Insane, Mimico . . . . .	16,620 00
Hospital for Feeble-Minded,	
Orillia . . . . .	6,970 00
Hospital for Insane, Penetan-	
guishene . . . . .	156 00
Hospital for Insane, Toronto . . . . .	11,310 00
Reception Hospital for Insane,	
Toronto . . . . .	6,000 00
Hospital for Epileptics, Wood-	
stock . . . . .	3,385 00
Ontario Reformatory, Toronto . . . . .	17,500 00
Industries, Ontario Reforma-	
tory . . . . .	450 00
Mercer Reformatory, Toronto . . . . .	240 00
	<hr/>
	\$109,535 00

## AGRICULTURE.

To defray expenses of a grant in aid of Agriculture. ....	\$34,728 38
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## COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Immigration. ....	\$3,601 37
--	------------

## HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hospitals and Charities .....	\$19,410 57
---	-------------

MAINTENANCE AND REPAIRS OF GOVERNMENT AND  
DEPARTMENTAL BUILDINGS.

Government House .....	\$48 29
Parliament and Departmental Buildings. ....	23,475 27
	<hr/>
	\$23,523 56

## PUBLIC BUILDINGS.

New Government House.....	\$125,000 00
Parliament Buildings .....	47,903 00
No. 5 Queen's Park.....	2,000 00
No. 4 Queen's Park.....	1,500 00
Osgoode Hall .....	7,991 58
Public Institutions:—	
Hospital for Insane, Broekville	72,500 00
Hospital for Insane, Cobourg..	2,900 00
Hospital for Insane, Hamilton.	26,950 00
Hospital for Insane, Kingston.	42,400 00
Hospital for Insane, London..	61,000 00
Hospital for Insane, Mimico..	30,500 00
Hospital for Feeble-Minded, Orillia. ....	92,500 00
Hospital for Insane, Penetanguishene. ....	17,000 00
Hospital for Epileptics, Woodstock. ....	17,400 00
Hospital for Insane, Toronto.	154,052 50
Ontario Reformatory .....	127,083 02
Mercer Reformatory, Toronto..	2,000 00
Educational:—	
Normal and Model Schools, Toronto. ....	2,425 15

Normal

Normal and Model Schools,	
Ottawa .....	\$52,700 00
Normal School, London.....	500 00
Normal School, Hamilton.....	2,000 00
Normal School, Peterborough.	250 00
Normal School, Stratford.....	1,300 00
Normal School, North Bay....	2,885 00
English-French Training	
School, Sandwich .....	500 00
The Ontario School for the	
Deaf, Belleville .....	105,950 00
The Ontario School for the	
Blind, Brantford .....	89,400 00
Ontario Agricultural College..	40,442 00
Experimental Farm, Jordan	
Harbour. ....	1,350 00
Ontario Veterinary College....	52,200 00
Colonization and Immigration	
Buildings. ....	250 00
Miscellaneous. ....	5,500 00

## Districts:—

Muskoka. ....	890 00
Parry Sound .....	17 00
Manitoulin. ....	1,000 00
Algoma. ....	60,200 00
Thunder Bay .....	15,606 75
Rainy River .....	59,300 00
Nipissing. ....	2,600 00
Sudbury. ....	1,911 55
Kenora. ....	2,041 15
Temiskaming. ....	70,000 00

Total Public Buildings .....\$1,402,898 70

## PUBLIC WORKS.

To defray expenses of Public Works..... \$152,106 79

## COLONIZATION AND MINING ROADS.

To defray expenses of Construction and  
Repairs. .... \$433,959 63

## CHARGES ON CROWN LANDS.

To defray expenses on account of Crown  
Lands. .... \$84,906 45

## REFUNDS

## REFUNDS.

To defray expenses on account of Refunds.. \$11,182 96

## MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditure.....\$5,285,074 98

Total Estimates for Expenditure of 1913-

1914. ....\$7,913,351 04

## SCHEDULE "B."

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of October, one thousand nine hundred and fifteen, and the purposes for which they are granted:—

## CIVIL GOVERNMENT.

To defray the expenses of the several Departments at Toronto:—

Lieutenant-Governor's Office...	\$5,350 00	
Office of the Prime Minister and President of the Council.	8,850 00	
Attorney-General's Department.	76,975 00	
Education Department .....	37,825 00	
Lands, Forests and Mines De- partment. ....	156,175 00	
Public Works Department....	118,155 00	
Treasurer's Department .....	44,704 00	
Audit Office .....	22,450 00	
Provincial Secretary's Depart- ment. ....	228,150 00	
Department of Agriculture....	84,200 00	
Factory Inspection Branch....	27,400 00	
Stationary Engineers .....	7,100 00	
Miscellaneous. ....	21,750 00	
		\$839,084 00

## LEGISLATION.

To defray the expenses of Legislation..... \$307,100 00

## ADMINISTRATION OF JUSTICE.

To defray expenses of Administration of  
Justice. .... \$786,268 66

## EDUCATION

## EDUCATION.

To defray expenses of:—	
Public and Separate School Education.....	\$1,295,350 00
Normal and Model Schools, Toronto.....	75,027 00
Normal and Model Schools, Ottawa.....	51,675 00
Normal School, London.....	28,255 00
Normal School, Hamilton.....	23,835 00
Normal School, Peterborough..	24,405 00
Normal School, Stratford....	23,200 00
Normal School, North Bay....	31,970 00
High Schools and Collegiate Institutes.....	183,300 00
Departmental Library and Museum.....	22,428 00
Public Libraries, Art Schools, Historical, Literary and Scientific Societies.....	77,825 00
Technical Education.....	155,300 00
Superannuated Public and High School Teachers.....	60,650 00
Provincial University and Mining Schools.....	42,200 00
Maintenance Education Department and Miscellaneous.	10,100 00
Institution for Deaf and Dumb, Belleville.....	69,760 00
Blind Institute, Brantford....	50,772 00
	<hr/> \$2,226,062 00

## PUBLIC INSTITUTIONS' MAINTENANCE.

To defray expenses of:—	
Hospital for Insane, Brockville	\$156,202 00
Hospital for Insane, Cobourg..	31,360 00
Hospital for Insane, Hamilton	216,854 00
Hospital for Insane, Kingston.	134,690 00
Hospital for Insane, London..	201,950 00
Hospital for Insane, Mimico..	132,735 00
Hospital for Feeble-Minded, Orillia.....	116,852 00
Hospital for Insane, Penetanguishene.....	71,586 00
Hospital for Insane, Toronto..	186,622 00
Reception Hospital for Insane, Toronto.....	12,000 00

Hospital

Hospital for Epileptics, Wood-	
stock .....	\$50,616 00
Ontario Reformatory, Toronto.	106,240 00
Industries, Ontario Reformatory	104,400 00
Mercer Reformatory, Toronto..	37,940 00
	<hr/> \$1,560,047 00

## AGRICULTURE.

To defray expenses of a grant in aid of Agri-	
culture. ....	\$756,766 00

## COLONIZATION AND IMMIGRATION.

To defray expenses of Colonization and Im-	
migration. ....	\$122,800 00

## HOSPITALS AND CHARITIES.

To defray expenses of a grant in aid of Hos-	
pitals and Charities.....	426,150 00

MAINTENANCE AND REPAIRS OF GOVERNMENT AND  
DEPARTMENTAL BUILDINGS.

Government House .....	\$30,050 00
Parliament and Departmental	
Buildings.....	160,245 00
Osgoode Hall .....	20,417 00
	<hr/> \$210,712 00

## PUBLIC BUILDINGS.

Government House .....	\$100,000 00
Parliament Buildings .....	300 00
Osgoode Hall .....	19,800 00
Public Institutions .....	407,300 00
Educational .....	10,300 00
Agriculture. . . . .	36,000 00
Districts .....	134,150 00
Miscellaneous. . . . .	150,000 00
	<hr/> \$857,850 00

## PUBLIC WORKS.

To defray expenses of Public Works.....	\$104,500 00
---	--------------

## COLONIZATION

## COLONIZATION AND MINING ROADS.

To defray expenses of Construction and Repairs. ....	\$105,000 00
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## CHARGES ON CROWN LANDS.

To defray expenses on account of Crown Lands. ....	\$755,750 00
--	--------------

## REFUNDS.

Education .....	\$1,500 00	
Lands, Forests and Mines.....	25,000 00	
Miscellaneous. ....	30,000 00	
Succession Duty .....	36,000 00	
		<hr/>
		\$92,500 00

## MISCELLANEOUS EXPENDITURE.

To defray Miscellaneous Expenditure.....	\$660,170 00
--	--------------

Total Estimates for Expenditure of 1914-1915. ....	<hr/>	\$9,810,749 66
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## CHAPTER 2.

An Act to confirm the Revised Statutes of Ontario, 1914, and to correct certain Clerical and Typographical Errors Therein

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** The Revised Statutes of Ontario, 1914, as printed by the King's Printer, and declared by proclamation of the Lieutenant-Governor in Council, dated the 12th day of February last past, to come into force on, from and after the 1st day of March last past, have been on, from and after such last mentioned day, and shall hereafter be in force in Ontario, to all intents and purposes as though the same were expressly embodied in, and enacted by, this Act, to come into force and have effect on, from and after such last mentioned day, subject, however, to the provisions of section 9 and following sections of the Act of this Legislature passed in the third and fourth years of His Majesty's reign, chaptered 2, and intituled *An Act respecting the Revision and Consolidation of the Statutes of Ontario*, and to the Acts passed in the present session of this Legislature.

**2.** On, from and after such last mentioned day all the enactments in the several Acts and parts of Acts mentioned in Schedule A appended to The Revised Statutes of Ontario, 1914, have been and shall remain repealed to the extent mentioned in the third column of Schedule A, except as is provided in sections 6, 7 and 8 of the Act intituled *An Act respecting the Revision and Consolidation of the Statutes of Ontario* and except as provided in any Acts passed in the present session of this Legislature.

**3.** The Legislature is not by reason of the passing of this Act to be deemed to have adopted the construction which may, by judicial decision or otherwise, have been placed upon the language of any of the statutes included among the Revised Statutes.

Correction  
of errors,  
etc.

4.—(1) In order to correct certain clerical and typographical errors and to provide for the insertion of certain provisions which it had been previously determined by the commission to leave unconsolidated and unrepealed and to make clearer the meaning of some of the enactments, the Acts mentioned in the Schedule to this Act are hereby amended in the manner set forth in the third column of such Schedule.

(2) Such amendments shall be deemed to have been in force on and from the 1st day of March last past.

9 Edw. VII, c. 28.  
10 Edw. VII, c. 28.  
2 Geo. V, c. 17.  
5. Sections 19 and 42 of *The Statute Law Amendment Act, 1909*, section 47 of *The Statute Law Amendment Act, 1910*, and section 39 of *The Statute Law Amendment Act, 1912*, are repealed.

## SCHEDULE.

Act amended.	Section.	Manner in which amended.
(1) An Act respecting the Territorial Division of Ontario for Municipal and Judicial Purposes. R.S.O. 1914, c. 3.	Section 2, paragraphs 51 and 52.	By striking out the word "Timmins" from the list of towns in paragraph 51 and inserting it in paragraph 52.
(2) An Act respecting Voters' Lists. R.S.O. 1914, c. 6.	Section 2 (1), clause (b).	By striking out all the words after "election" in the second line of the clause.
(3) An Act respecting Public Officers. R.S.O. 1914, c. 15.	Section 17, line 4.	By substituting "Supreme Court" for "High Court Division."
(4) An Act respecting the Fees of Certain Public Officers. R.S.O. 1914, c. 17.	Section 4 (1), line 1.	By substituting "Supreme" for "High."
(5) An Act to provide for Auditing the Public Accounts of the Province. R.S.O. 1914, c. 23.	Section 19, lines 8 and 9.	By substituting "section 18" for "this section."
(6) Same Act.		By inserting the following section:— "The Treasurer of Ontario is authorized to pay out of the Consolidated Revenue Fund accounts regularly approved by the King's Printer and by the Treasurer for Legislative and Departmental printing, paper and stationery and other supplies delivered to the King's Printer to an amount not exceeding in any financial year the sum of \$150,000."

Act amended.	Section.	Manner in which amended.
(7) An Act respecting the Payment of Succession Duty. R.S.O. 1914, c. 24.	Section 6, clause (d), line 3.	By substituting "clause (c)" for "subsection 3."
(8) An Act respecting the Taxation of Mines and Natural Gas. R.S.O. 1914, c. 26.	Section 37 (1), line 8.	By substituting "Supreme Court" for "High Court Division."
(9) Same Act.	Section 43, line 1.	By substituting "28" for "29."
(10) An Act respecting Public Lands and the Department of Lands, Forests and Mines. R.S.O. 1914, c. 28.	Section 44 (3), line 11.	By substituting "Supreme Court" for "High Court Division."
(11) An Act respecting Mines and Mining. R.S.O. 1914, c. 32.	Section 8, line 11.	By substituting "of which" for "in which."
(12) Same Act.	Section 119 (1) (d), line 1.	By substituting "proving" for "providing."
(13) Same Act.	Section 133 (3), line 4.	By substituting "on" for "of" where it first occurs.
(14) Same Act.	Section 185, lines 5 and 6.	By substituting "section 2 and sections 4 to 11" for "section 1 and sections 3 to 11."
(15) An Act respecting The Temiskaming and Northern Ontario Railway. R.S.O. 1914, c. 38.	Section 32, line 1.	By substituting "11, 31, 33 and 34" for "26 and 27."
(16) An Act respecting The Queen Victoria Niagara Falls Park. R.S.O. 1914, c. 50.	Section 27 (2), line 1.	By substituting "31, 33 and 34" for "29 to 31."
(17) An Act respecting Burlington Beach. R.S.O. 1914, c. 53.	Section 21 (2), line 1.	By substituting "11, 31, 33 and 34" for "26 and 27."

<p>(18) An Act respecting the Surrogate Courts. R.S.O. 1914, c. 62.</p>		<p>By striking out the words "or in section 175 of <i>The Ontario Insurance Act</i>" where the same occur in the heading to part 2 of Schedule A.</p>
<p>(19) An Act respecting the Division Courts. R.S.O. 1914, c. 63.</p>	<p>Section 47.</p>	<p>By inserting the following subsection:—</p> <p>(4) Where the fees and emoluments earned by a clerk or bailiff are less than \$500 a year, the local municipality in which the Division Court is held shall pay to the clerk and bailiff respectively the sum of \$2 for attending each sitting of the court.</p>
<p>(20) Same Act.</p>	<p>Section 214 (a), last line.</p>	<p>By substituting "reversion" for "revision."</p>
<p>(21) An Act respecting Procedure Before Justices of the Peace and Summary Convictions. R.S.O. 1914, c. 90.</p>	<p>Section 9 (1), line 3.</p>	<p>By inserting "in" before "any"</p>
<p>(22) An Act respecting Mortmain and the Disposition of Land for Charitable Uses.</p>	<p>Section 14 (2), line 2.</p>	<p>By inserting "by" after "Act."</p>
<p>(23) An Act respecting the Law and Transfer of Property. R.S.O. 1914, c. 109.</p>	<p>Section 49 (1), line 9.</p>	<p>By inserting "not" after "had."</p>
<p>(24)</p>		

Act amended.	Section.	Manner in which amended.
(24) An Act respecting the Assurance of Estates Tall. R.S.O. 1914, c. 113.	Section 21, line 1.	By substituting "device" for "advice."
(25) An Act respecting the Driving of Sawlogs and Other Timber on Lakes, Rivers, Creeks and Streams. R.S.O. 1914, c. 131.	Section 13, line 6.	By substituting "detained" for "detain."
(26) An Act respecting the Law of Landlord and Tenant. R.S.O. 1914, c. 155.	Section 23, line 1.	By substituting "24th day of March, 1911," for "commencement of this Act."
(27) An Act respecting the Law Society of Upper Canada. R.S.O. 1914, c. 157.	Section 7 (2) (b).	Omit the words "judicature for."
(28) An Act respecting the Profession of Medicine and Surgery. R.S.O. 1914, c. 161.	Section 4 (1) (a), line 12.	By substituting "grant" for "grand."
(29) An Act respecting Loan and Trust Corporations. R.S.O. 1914, c. 184.	Section 36, line 1.	By substituting "15 and 16" for "14 and 15."
(30) Same Act.	Section 98 (7), line 2.	By substituting "8" for "9."
(31) Same Act.	Section 122 (1), clause (a).	By striking out the word "hereafter" in the first line.

(32) An Act respecting the Public Construction and Operation of Electric Railways. R.S.O. 1914, c. 187.	Section 12, line 1.	By substituting "69" for "68."
(33) An Act respecting Municipal Taxation. R.S.O. 1914, c. 195.	Section 104 (2), line 1.	By inserting the word "townships" after "towns."
(34) An Act respecting the Construction and Operation of Works for Supplying Public Utilities by Municipal Corporations and Companies. R.S.O. 1914, c. 204.	Section 19, line 1.	By substituting "acquire" for "require."
(35) An Act respecting the Sale of Fermented or Spirituous Liquors. R.S.O. 1914, c. 215.	Section 120, clause (d), line 8.	By inserting the words "in addition" before the word "upon."
(36) An Act for the Protection of Persons Employed in Factories, Shops and Office Buildings. R.S.O. 1914, c. 229.	Section 84 (4), last line.	By substituting "3" for "2."
(37) An Act respecting Separate Schools. R.S.O. 1914, c. 270.	Section 75 (6), line 6.	By substituting "valid" for "void."
(38) An Act respecting the Hospital for Epileptics. R.S.O. 1914, c. 297.	Section 4, line 1.	By substituting "Prisons and Public Charities" for "Asylums for the Insane."

## CHAPTER 3.

## An Act to amend The Territorial Division Act.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 3, s. 2,  
clause 45,  
amended.

1. Clause 45 of section 2 of *The Territorial Division Act* is amended by striking out all the words therein after the figures and words "17. Vidal" and inserting in lieu thereof the words "together with all the remaining territory included within the following limits:—

Boundary  
between  
Manitoulin  
and Sud-  
bury.

"Commencing at a point on the north shore of Lake Huron, at its intersection with the east limit of the Township of Humboldt, thence due north astronomically along the said east limit ten miles, more or less, to the north limit of said township; thence due west astronomically along the north limits of said township, the Township of Carlyle and Township No. 10 twenty-three miles, more or less, to the water's edge of the Georgian Bay or Lake Huron, thence westerly following the water's edge to the narrow neck of land between the peninsula and the main land of the White Fish River Indian Reserve; thence west astronomically across said narrow neck of land to the water's edge on the north shore of Lake Huron; thence westerly following the water's edge to its intersection with the west limit of the Township of Harrow; thence southerly to a point midway between the southwesterly end of Bedford Island and the southerly end of Clapperton Island; thence westerly and northwesterly following the middle thread of the water between Amedroz Island and Clapperton Island, and north of Clapperton Island to a point midway between the Great Manitoulin Island

and

and the north shore of Lake Huron; thence westerly following the middle thread of that portion of Lake Huron lying between the north shore of Lake Huron and Great Manitoulin Island to a point in the international boundary between the Province of Ontario and the United States of America; thence southerly following the said international boundary to a point south of the Great Duck Island; thence easterly to a point midway between the Great Manitoulin Island and Tobermory Harbor; thence easterly to a point in the Georgian Bay due south from the place of beginning; thence due north astronomically to the place of beginning. The Territorial District of Manitoulin shall form the Provisional Judicial District of Manitoulin."

2. Clause 51 of section 2 of the said Act is amended by striking out the words "and to include also all the islands in Lake Huron and the Georgian Bay of said lake lying between the easterly limit of the Township of Humboldt and the western limit of the Township of Harrow, not included in the Territorial District of Manitoulin. The Territorial District of Sudbury shall form the Provisional Judicial District of Sudbury" at the end of said clause and substituting therefor the following:—

"The Territorial District of Sudbury shall form the Provisional Judicial District of Sudbury."

## CHAPTER 4.

An Act respecting Representation of the People  
in the Legislative Assembly.*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

- |  |  |
|--|--|
| Short title.                                     | <b>1.</b> This Act may be cited as <i>The Representation Act</i> .   |
| Interpreta-<br>tion.                             | <b>2.</b> In this Act,   |
| "Electoral<br>district."                         | (a) "Electoral district" shall mean a place entitled to return a member or members to the Assembly.  |
| References<br>to counties<br>and dis-<br>tricts. | (b) Where counties and territorial districts are referred to, they shall, unless it is otherwise expressly provided, be deemed to be such counties and territorial districts respectively as constituted or defined by <i>The Territorial Division Act</i> , and the cities, towns and villages herein referred to are those mentioned in the statutes, by-laws or proclamations describing or defining such cities, towns or villages for municipal purposes. |
| Number of<br>members.                            | <b>3.</b> The Legislative Assembly of the Province of Ontario shall consist of one hundred and eleven members.   |
| Representa-<br>tion gener-<br>ally.              | <b>4.—(1)</b> The Province of Ontario shall for the purpose of representation in the Assembly be divided into electoral districts as enumerated and defined in or by Schedules "A" and "B" and each of such electoral districts shall return one member to the Assembly, except the electoral districts of North-east, South-east, North-west and South-west Toronto.  |
| Special<br>provisions<br>as to<br>Toronto.       | (2) For each of the electoral districts of North-east, South-east, North-west and South-west Toronto there shall be two<br><div style="text-align: right;">seats</div>   |

seats in the Assembly to be designated respectively as seat "A" and seat "B." Each of such districts shall be represented in the Assembly by two members, one to be elected for each seat.

5. The boundaries of electoral districts as set out in Schedules "A" and "B" hereto shall not be affected by any alteration in municipal boundaries. Municipal Boundaries.

6. The electors entitled to vote in any town or village not expressly included by Schedules "A" and "B" hereto within some electoral district, and lying within the boundaries of two or more electoral districts, shall be entitled to vote in the electoral district in which they would have been so entitled if such town or village had not become incorporated. Towns and villages not expressly mentioned.

7. Unless where otherwise specially provided, all augmentations or gores of townships not specially mentioned in this Act shall be considered as forming part of the district in which the principal part of such locality is situate. Augmentations of gores of townships.

8. The several cities which under this Act are entitled to elect a member or members to represent them respectively in the Assembly, shall not for the purpose of representation in the Assembly be deemed to form part of the electoral districts within the limits whereof they respectively lie. Separation of cities.

9.—(1) Every city, town, village or township or other place lying within the territorial limits of any electoral district not specially included in any other electoral district by Schedules "A" or "B," shall form part of the electoral district in which it is situate. Places not specified.

(2) Every city, town, village or township or other place which is not set out in Schedules "A" or "B" and to which subsection 1 of this section does not apply shall form part of the electoral district to which it belonged before the passing of this Act. Places not specified.

10. *The Representation Act*, chapter 5 of the Revised Statutes of Ontario, 1914, is repealed. Rev. Stat. c. 5, repealed.

11. This Act shall come into force and have effect on, from and after the dissolution or end of the present Legislative Assembly. Commencement of Act.

## SCHEDULE "A."

CITIES, COUNTIES AND DISTRICTS, EACH OF WHICH CONSTITUTES AN ELECTORAL DISTRICT.

- (1) The County of Dufferin.
- (2) The County of Dundas.
- (3) The County of Glengarry.
- (4) The County of Grenville.
- (5) The County of Halton.
- (6) The City of London.
- (7) The District of Muskoka.
- (8) The District of Parry Sound.
- (9) The County of Peel.
- (10) The County of Prescott.
- (11) The County of Prince Edward.
- (12) The County of Stormont.
- (13) Territorial District of Rainy River.

8 Edw. VII, c. 2, Schedule A.

## SCHEDULE "B."

1. DIVISIONS OF CITIES, COUNTIES AND DISTRICTS INTO ELECTORAL DISTRICTS.

1. The Electoral District of Addington to consist of the Townships of Camden, Sheffield, Hinchinbrooke, Kaladar, Kennebec, Olden, Oso, Anglesea, Barrie, Clarendon, Palmerston, Effingham, Abinger, Miller, North Canonto, South Canonto, Ashby and Denbigh, and the Village of Newburgh.

2. The Electoral District of Algoma to consist of parts of the Territorial Districts of Sudbury and Algoma, described as follows:—Commencing at the southeast angle of the Township of MacKinnon on the north shore of Lake Huron; thence due north astronomically along the east boundary of the Townships of MacKinnon, Hallam, Shakespeare, Dunlop, Bigelow and Township No. 113 to the northeast angle of the latter, a distance of 36 miles, more or less; thence due west astronomically along the north boundary of said Township No. 113, 6 miles, more or less, to the southwest angle of Township No. 114; thence due north astronomically along the west boundary of Township No. 114, and along the west boundary of Township No. 115, 12 miles, more or less, to the northwest angle thereof; thence continuing due north astronomically along O. L. S. David Beatty's meridian line 12 miles; thence due west astronomically 30 miles, more or less, to the 12th mile post on O. L. S. Niven's meridian line; thence north astronomically along said meridian line 18 miles; thence due west astronomically 66 miles, more or less, to O. L. S. Speight's meridian line; thence due south astronomically along said meridian line 30 miles, more or less, to the northwest angle of the Township of Whitman; thence due south astronomically along the west boundary of the Townships of Whitman and Chesley 10 miles 20 chains, more or less, to the north boundary of Garden River Indian Reserve; thence due east astronomically along the north boundary of said Garden River Indian Reserve 3 miles 40 chains, more or less, to the northeast angle of said reserve; thence due south astronomically along the east boundary of said reserve 7 miles 40 chains, more or less, to the southeast angle thereof; thence due west astronomically 6 miles, more or less, to Echo River; thence down Echo River to Echo Bay of Lake George; thence southerly along the east shore of said bay and along the east shore of Lake George to Lake Huron; thence easterly along the north shore of Lake Huron; to the place of beginning; and to include all islands in Lake Huron lying north of the Judicial District of Manitoulin west of the southern prolongation of the east boundary of the Township of MacKinnon;

also

also all islands north of the International boundary between the west end of Cockburn Island and a point due west of the mouth of Echo River; including also St. Joseph Island.

3. The Electoral District of North Brant to consist of the Townships of South Dumfries, Burford, Onondaga, Tuscarora, the northerly portion of the Township of Brantford, consisting of all that portion of the said Township which lies on the northerly side of the Grand River, and the Town of Paris.

4. The Electoral District of South Brant to consist of the Township of Oakland, the southerly portion of the Township of Brantford, consisting of all that part of the said Township not included in the electoral district of North Brant, and the City of Brantford.

5. The Electoral District of Brockville to consist of the Town of Brockville, the Townships of Elizabethtown, Kitley, South Elmsley, the Township called the Rear of Yonge and Escott, and the Village of Athens.

6. The Electoral District of West Bruce to consist of the Townships of Bruce, Huron, Kincardine, Kinloss and Saugeen, the Towns of Kincardine and Southampton, and the Villages of Lucknow, Port Elgin and Tiverton.

7. The Electoral District of South Bruce to consist of the Townships of Brant, Carrick, Culross and Greenock, the Town of Walkerton and the Village of Teeswater.

8. The Electoral District of North Bruce to consist of the Townships of Albemarle, Amabel, Arran, Eastnor, Elderslie, Lindsay and St. Edmunds, the Towns of Chesley and Wiarton, and the Villages of Hepworth, Paisley and Tara.

9. The Electoral District of Carleton to consist of the Townships of Fitzroy, Goulburn, Gower North, Huntley, March, Marlborough, Nepean and Tarbolton, all as constituted on 1st January, 1911, and the Village of Richmond.

10. The Electoral District of Cochrane to consist of all those portions of the Territorial Districts of Temiskaming, Algoma and Thunder Bay and of the District of Patricia within the hereinafter described limits: Commencing at the southeast angle of the Township of McGarry, being a point on the Interprovincial Boundary between the Provinces of Ontario and Quebec; thence west along the south limit of the Townships of McGarry, McVittie, Gauthier, Lebel, Teck, Grenfell, Bompas, Dunmore, Sheba, Robertson, McNeil, Cleaver, Geikie, Bartlett, Musgrove, Doyle, Childerhouse and Pharand, 108 miles, more or less, to the southwest angle of the last mentioned township; thence north along the west boundary of the Townships of Pharand, Hillary, Keefer, Whitesides; 24 miles more or less to the northwest angle of the last mentioned township; thence west along Ontario Land Surveyor Niven's base line in latitude 48 degrees 27 minutes 54 seconds north 36 miles to the southeast angle of the township of Loughheed; thence north along the east limit of the townships of Loughheed and Davin 18 miles more or less to the northeast angle of the last mentioned township; thence continuing north astronomically 36 miles more or less to the intersection with a line drawn east astronomically from the southeast angle of the township of Caithness; thence west astronomically 34 miles more or less to the southeast angle of the Township of Caithness; thence continuing west along the south boundary of the Townships of Caithness, Scholfield and Talbott to the southwest angle of the latter; thence north astronomically along the west limit of the Townships of Talbott and Templeton, 18 miles, more or less, to the northwest angle of the latter; thence northerly in a straight line to the southeast angle of the Township of Studholme; thence west astronomically along the south boundary of the Townships of Studholme, Gill, McMillan,

McCoig

McCoig, Kohler and Clavet, 56 miles, more or less, to the southwest angle of the latter; thence north along the district line between the Territorial Districts of Thunder Bay and Algoma, 9 miles, more or less, to the southeast angle of the Township of Bell; thence west astronomically along the south boundary of the Townships of Bell, Low, Klotz, Fernow, O'Meara and Bain, to the southwest angle of the latter; thence north astronomically along the west limits of the Townships of Bain and Raynar and continuing north astronomically 93 miles, more or less, to the middle thread of the Albany River; thence continuing north astronomically through the District of Patricia to the shore of Hudson Bay in the northerly boundary of the Province of Ontario; thence southeasterly, along the shore of Hudson Bay and southerly, southeasterly, easterly and northeasterly along the shore of James Bay to where the same is intersected by the Interprovincial Boundary between the Provinces of Ontario and Quebec; thence south astronomically along the said Interprovincial Boundary to the southeast angle of the Township of McGarry, the point of commencement.

11. The Electoral District of East Durham to consist of the Townships of Cavan, Manvers and Hope, the Town of Port Hope, and the Village of Millbrook.

12. The Electoral District of West Durham to consist of the Townships of Clarke, Darlington and Cartwright, the Town of Bowmanville, and the Village of Newcastle.

13. The Electoral District of East Elgin to consist of the Townships of Bayham, Malahide, Yarmouth, South Dorchester, the Town of Aylmer, and the Villages of Port Stanley, Springfield and Vienna.

14. The Electoral District of West Elgin to consist of the Townships of Southwold, Dunwich, and Aldborough, the City of St. Thomas, and the Villages of Dutton, West Lorne and Rodney.

15. The Electoral District of Essex North, to consist of the Townships of Anderdon, Maldstone, Malden, Rochester, Sandwich East, Sandwich South, Sandwich West, Tilbury North and Tilbury West, the Towns of Amherstburg and Ojibway and the Villages of Belle River, Ford City and St. Clair Beach.

16. The Electoral District of Essex South, to consist of the Townships of Colchester North, Colchester South, Gosfield North, Gosfield South, Mersea and Pelee Island, and the Villages of Essex, Kingsville and Leamington.

17. The Electoral District of Fort William to consist of all that portion of the Territorial District of Thunder Bay within the hereinafter described limits, that is to say, commencing at a point on the International Boundary between the Province of Ontario and the United States of America where the same is intersected by the boundary lines between the Territorial Districts of Thunder Bay and Rainy River, thence north astronomically along said district boundary to the north boundary of the Province of Ontario, thence northeasterly along said northern boundary of said Province to a point in the Albany River where the same is intersected by a line drawn due north astronomically from a point which is west astronomically 2 miles and 45 chains from the northeast angle of lot 21 in the sixth concession of the township of Ware, thence due south astronomically to said point, thence due east astronomically 2 miles, more or less, to the centre of Dog River, thence southerly down stream along the middle thread of Dog River to the north limit of the township of Oliver, thence east astronomically along the north limit of the township of Oliver to the northeast angle thereof, thence south astronomically along the east limit of said township of Oliver to the north limit of the township of Palpoonge, thence east astronomically along the north limit of said township of Palpoonge, and

and along the north limit of the township of Neebing, to the west shore of Thunder Bay of Lake Superior, thence continuing due east astronomically 8 miles, more or less, to a point due north astronomically from the most easterly point on Pie Island in said Bay, thence due south astronomically 20 miles, more or less, to said International Boundary, thence southwesterly along said International Boundary to the mouth of the Pigeon River, thence continuing westerly along said International Boundary up Pigeon River to the west boundary of the Territorial District of Thunder Bay or place of beginning.

18. The Electoral District of Frontenac to consist of the Townships of Wolfe Island, Pittsburgh, Howe Island, Storrington, Loughboro, Portland, Kingston and Bedford, and the Village of Garden Island.

19. The Electoral District of Centre Grey, to consist of the Townships of Collingwood, Euphrasia, Holland, Osprey and St. Vincent, the Towns of Meaford and Thornbury, and the Village of Markdale.

20. The Electoral District of North Grey, to consist of the Townships of Derby, Keppel, Sarawak, Sullivan and Sydenham, the Town of Owen Sound, and the Villages of Chatsworth and Shallow Lake.

21. The Electoral District of South Grey, to consist of the Townships of Artemesia, Bentinck, Egremont, Glenelg, Normanby and Proton, the Towns of Durham and Hanover, and the Villages of Dundalk, Flesherton and Neustadt.

22. The Electoral District of Haldimand, to consist of the Townships of Canboro, Cayuga North, Cayuga South, Dunn, Moulton, Oneida, Rainham, Seneca, Sherbrooke and Walpole, the Town of Dunnville, and the Villages of Caledonia, Cayuga, Hagersville and Jarvis.

23. The Electoral District of East Hamilton to consist of that part of the City of Hamilton lying east of the centre line of Hughson Street and the said centre line produced southerly to the southerly limit of the said city.

24. The Electoral District of West Hamilton to consist of that part of the City of Hamilton lying west of the centre line of Hughson Street and the said centre line produced southerly to the southerly limit of the said city.

25. The Electoral District of East Hastings to consist of the Townships of Thurlow, Tyendinaga, Huntingdon and Hungerford, the Town of Deseronto and the Village of Tweed.

26. The Electoral District of North Hastings to consist of the Townships of Rawdon, Elzevir, Madoc, Marmora, Lake, Tudor, Bangor, Carlow, Cashel, Dungannon, Faraday, Grimsthorpe, Herschel, Limerick, Mayo, McClure, Monteagle, Wicklow and Wollaston and the Villages of Madoc, Marmora, Bancroft and Stirling.

27. The Electoral District of West Hastings to consist of the City of Belleville, the Township of Sydney and the Town of Trenton.

28. The Electoral District of North Huron to consist of the Townships of Howick, Morris, Turnberry, East Wawanosh, West Wawanosh, Ashfield, the Town of Wingham, and the Villages of Blyth and Wroxeter.

29. The Electoral District of South Huron to consist of the Townships of Tuckersmith, Hay, Stephen, Usborne, Stanley and Goderich, and the Villages of Exeter, Hensall and Bayfield.

30. The Electoral District of Centre Huron to consist of the Townships of Grey, McKillop, Hulett, Colborne, the Towns of Goderich, Seaforth and Clinton, and the Village of Brussels.

31. The Electoral District of Kenora to consist of the Territorial District of Kenora, and all that part of the District of Patricia lying west and southwest of the production of a line north astronomically from the northwest angle of the Township of Raynar, in the District of Thunder Bay.

32. The Electoral District of East Kent to consist of the Townships of Zone, Camden (with the Gore thereof), Orford, Howard, and Harwich, the Towns of Bothwell, Blenheim, Dresden and Ridgeway, and the Village of Thamesville.

33. The Electoral District of West Kent to consist of the Townships of Romney, East Tilbury, Raleigh, Dover and Chatham, the City of Chatham, the Towns of Wallaceburg and Tilbury, and the Village of Wheatley.

34. The Electoral District of Kingston to consist of the City of Kingston, and the Village of Portsmouth.

35. The Electoral District of East Lambton to consist of the Townships of Bosanquet, Warwick, Plympton, Brooke and Euphemia, the Town of Forest, and the Villages of Alvinston, Arkona, Thedford, Wyoming and Watford.

36. The Electoral District of West Lambton to consist of the Townships of Sombra, Dawn, Moore, Enniskillen and Sarnia, the City of Sarnia, the Town of Petrolia, and the Villages of Oil Springs, Point Edward and Courtwright.

37. The Electoral District of North Lanark to consist of the Townships of Beekwith, Dalhousie, Lanark, Ramsay, Lavant, Darling, and Pakenham, the Towns of Almonte and Carleton Place, and the Village of Lanark.

38. The Electoral District of South Lanark to consist of the Townships of Montague, Elmsley North, Burgess North, Sherbrooke South, Sherbrooke North, Drummond, Bathurst and the Towns of Perth and Smith's Falls.

39. The Electoral District of the County of Leeds to consist of the Township called the Front of Leeds and Lansdowne, the Township called the Rear of Leeds and Lansdowne, the Townships of South Crosby, North Crosby, the United Townships of Bastard and South Burgess, the Township called the Front of Yonge, and the Township called the Front of Escott, the Town of Gananoque, and the Villages of Newboro and Westport.

40. The Electoral District of Lennox, to consist of the Townships of Richmond, Adolphustown, North Fredericksburg, South Fredericksburg, Ernestown and Amherst Island, the Town of Napanee, and the Village of Bath.

41. The Electoral District of St. Catharines to consist of the Townships of Grantham and Niagara, the City of St. Catharines, the Towns of Niagara and Merriton, and the Village of Port Dalhousie.

42. The Electoral District of Lincoln to consist of the Townships of Caistor, Gainsboro, Grimsby North, Grimsby South, Clinton, Louth and Pelham, and the Villages of Grimsby and Beamsville.

43. The Electoral District of Manitoulin, to consist of the Great Manitoulin Islands, Cockburn Island and other islands in the Georgian Bay, at present forming part of the Territorial District of Manitoulin, and that portion of the present Territorial District of

Manitoulin

Manitoulin on the mainland, and part of the Territorial District of Sudbury, described as follows, that is to say: Commencing at the southeast angle of the Township of Mackinnon, on the north shore of Lake Huron, thence north astronomically along the east boundary of the Townships of Mackinnon, Hallam, Shakespeare, Dunlop and Bigelow, to the northeast angle of the latter, a distance of 30 miles, more or less, thence due east astronomically along the north boundary of the Townships of Vernon and Totten, 12 miles, more or less, to the northeast angle of the latter, thence south astronomically along the east boundary of the Townships of Totten and Hyman, 12 miles, more or less, to the southeast angle of the latter; thence east astronomically along the south boundary of the Townships of Drury, Denison, Graham and Waters 24 miles, more or less, to the northeast angle of Township No. 69; thence due south astronomically along the east boundary of Townships numbered 69, 68 and 67, 18 miles, more or less, to the northeast angle of the Township of Humboldt; thence due west astronomically along the north boundary of the Townships of Humboldt and Carlyle and along the south boundary of Townships numbered 82 and 90 to P. L. Surveyor Salter's second meridian line; thence due south astronomically along said meridian line, one mile, more or less, to the water's edge of Lake Huron; thence westerly along the north shore of said lake to the southeast angle of the Township of Mackinnon, or place of beginning.

44. The Electoral District of East Middlesex, to consist of the Townships of West Nissouri, North Dorchester, Westminster and London.

45. The Electoral District of North Middlesex, to consist of the Townships of McGillivray, Biddulph, Williams East, Williams West, Adelaide and Metcalfe, the Towns of Parkhill and Strathroy, and the Villages of Ailsa Craig and Lucan.

46. The Electoral District of West Middlesex, to consist of the Townships of Delaware, Caradoc, Mosa, Lobo and Ekfrid, and the Villages of Glencoe, Newbury and Wardsville.

47. The Electoral District of Niagara Falls to consist of the Townships of Stamford, Willoughby, and Bertie, the City of Niagara Falls, and the Villages of Chippewa, Bridgeburg and Fort Erie.

48. The Electoral District of Nipissing to consist of the following Townships in the Territorial District of Nipissing and the County of Renfrew:—Head, Bronson, Stratton, Master, Maria, Edgar, Barron, Guthrie, Clara, Fitzgerald, White, Niven, Clancey, Dickens, Cameron, Deacon, Anglin, Dickson, Preston, Murchison, Lyell, Papineau, Boyd, Lister, Freswick, Bower, Sproule, Airy, Sabine, Calvin, Lauder, Pentland, Osler, Bishop, McLaughlin, Canisbay, Bonfield, Boulter, Wilks, Biggar, Devine, Hunter, Peck, Ferris, Chisholm, Ballantyne, Paxton, Butt, McCraney, Finlayson, Mattawan, Orlig, Phelps, Widdifield, Gooderham, part of Indian Reserve on the North shore of Lake Nipissing south of the Township of Blyth, Antoine, the unnamed township east of the Township of French, French, Mulock, Merrick, Eddy, the unnamed township west of Eddy, Lockhart, Stewart, Poitras, the unnamed township west of Poitras, Garrow, Osborne, Wyse, and the two unnamed townships to the west of Wyse, also the townships of Blyth, Notman, Hammell, also the Towns of North Bay, Mattawa and Bonfield.

49. The Electoral District of North Norfolk to consist of the Townships of Middleton, Townsend and Windham, the Town of Simcoe and the Villages of Waterford and Delhi.

50. The Electoral District of South Norfolk to consist of the Townships of Charlotteville, Houghton, Walsingham South, Walsingham North and Woodhouse, with the Gore thereof, and the Villages of Port Dover and Port Rowan.

51. The Electoral District of East Northumberland, to consist of the Townships of Cramahe, Brighton, Murray, Seymour and Percy, the Town of Campbellford, and the Villages of Brighton, Colborne and Hastings.

52. The Electoral District of West Northumberland to consist of the Townships of Hamilton, Haldimand, Alnwick and South Monaghan and the Town of Cobourg.

53. The Electoral District of North Ontario to consist of the Townships of Uxbridge, Brock, Scott, Thorah, Mara and Rama, the Town of Uxbridge and the Villages of Beaverton and Cannington.

54. The Electoral District of South Ontario to consist of the Townships of Whitby, East Whitby, Reach, Scugog and Pickering, the Towns of Whitby and Oshawa and the Village of Port Perry.

55. The Electoral District of East Ottawa to consist of Rideau, Ottawa, By, and St. George's Wards.

56. The Electoral District of West Ottawa, to consist of Central, Wellington, Capital, Dalhousie and Victoria Wards, as constituted on 1st January, 1911.

57. The Electoral District of North Oxford, to consist of the Townships of East Nissouri, East Zorra, West Zorra, Blandford and Blenheim, the City of Woodstock, the Village of Embro, and the Village of Tavistock.

58. The Electoral District of South Oxford to consist of the Townships of North Oxford, West Oxford, East Oxford, North Norwich, South Norwich and Dereham, the Towns of Ingersoll and Tillsonburg, and the Village of Norwich.

59. The Electoral District of North Perth to consist of the Townships of Wallace, Elma, Ellice, Mornington and North Easthope, the City of Stratford, the Town of Listowel and the Village of Milverton.

60. The Electoral District of South Perth to consist of the Townships of Blanchard, Downie, South Easthope, Fullarton, Logan and Hibbert, and the Towns of Mitchell and St. Mary's.

61. The Electoral District of East Peterborough, to consist of the Townships of Otonabee, Douro, Asphodel, Dummer, Belmont, Methuen, Burleigh, Anstruther and Chandos, and the Villages of Havelock, Norwood and Lakefield.

62. The Electoral District of West Peterborough, to consist of the Townships of North Monaghan, Smith, Ennismore, Harvey, Galway and Cavendish, and the City of Peterborough.

63. The Electoral District of Porth Arthur to consist of all that portion of the Territorial District of Thunder Bay within the hereinafter described limits, that is to say:—Commencing at a point in Lake Superior on the International Boundary between the Province of Ontario and the United States of America where the said International Boundary is intersected by the boundary between the Territorial Districts of Thunder Bay and Algoma, in longitude 85 degrees 20 minutes west; thence due north astronomically along said meridian line to the southeast angle of the Township of Bell, a distance of 176 miles, more or less; thence west astronomically along the south limit of the Townships of Bell, Low, Klotz, Fernow, O'Meara and Bain, 54 miles, more or less, to the southwest angle of the last mentioned township; thence north astronomically along the west limit of the Townships of Bain and Raynar and continuing north astronomically 93 miles, more or less, to the middle thread of the waters in the Albany River; thence westerly up stream following the middle thread of the said river to a point

which

which is due north astronomically from a point which is west astronomically 2 miles 45 chains from the northeast angle of lot 21 in the 6th concession of the Township of Ware; thence due south astronomically to said point; thence due east astronomically 2 miles, more or less, to the centre of Dog River; thence southerly down stream along the middle thread of said river to the north limit of the Township of Oliver; thence east astronomically along the north limit of the Township of Oliver to the northeast angle thereof; thence south astronomically along the east limit of the said Township of Oliver to the north limit of the Township of Paipoonge; thence east astronomically along the north limit of the said Township of Paipoonge, and along the north limit of the Township of Neebing to the west shore of Thunder Bay of Lake Superior; thence continuing due east astronomically 8 miles, more or less, to a point due north astronomically from the most easterly point on Pie Island in said Bay; thence due south astronomically 20 miles, more or less, to said International Boundary; thence northeasterly and southeasterly along said International Boundary to the place of beginning; to include also Township No. 67 at White River Station on the Canadian Pacific Railway, in the Territorial District of Algoma; also that portion of Township No. 68 lying east of the Territorial Boundary between the Districts of Algoma and Thunder Bay.

64. The Electoral District of North Renfrew to consist of the Townships of Ross, Bromley, Westmeath, Stafford, Pembroke, Wilberforce, Alice, Petawawa, Buchanan, South Algona, North Algona, Fraser, McKay, Wylie and Rolph, the Town of Pembroke, and the Village of Cobden.

65. The Electoral District of South Renfrew to consist of the Townships of McNab, Bagot, Blithfield, Brougham, Horton, Admaston, Grattan, Matawachan, Griffith, Lyndoch, Raglan, Radcliffe, Brudenell, Sebastopol, Hagarty, Richards, Sherwood, Burns and Jones, the Towns of Arnprior and Renfrew and the villages of Eganville and Killaloe Station.

66. The Electoral District of Russell to consist of the Townships of Cambridge, Clarence, Cumberland, Gloucester, Osgoode and Russell, the Town of Rockland, and the Village of Casselman.

67. The Electoral District of Sault Ste. Marie to consist of that part of the Territorial District of Algoma described as follows:—Commencing at the mouth of Echo River on the Garden River Indian Reserve; thence due west astronomically to the International Boundary between the Province of Ontario and the United States of America; thence northerly, westerly and northwesterly along the said International Boundary to where the same is intersected by the boundary between the Territorial Districts of Thunder Bay and Algoma in longitude 85 degrees 20 minutes west; thence due north astronomically 86 miles, more or less, to the south boundary of Township No. 68; thence east astronomically along the south boundary of Townships No. 68 and No. 67 to the southeast angle of the last mentioned township; thence north astronomically 6 miles, more or less, to the northeast angle of the last mentioned township; thence west astronomically 6 miles, more or less, to the district boundary between the Districts of Thunder Bay and Algoma; thence north astronomically along said district line 75 miles, more or less, to the southwest angle of the Township of Clavet; thence east astronomically along the south boundary of the Townships of Clavet, Kohler, McCoig, McMillan, Gill and Studholme 56 miles, more or less, to the southeast angle of the Township of Studholme; thence southerly in a straight line to the northwest angle of the Township of Templeton, a distance of 18 miles, more or less; thence continuing south along the west boundary of the Townships of Templeton and Talbot, a distance of 18 miles, more or less, to the southwest angle of the latter; thence east astronomically along the south boundary of the Township of Talbot

2 miles 77 chains, more or less, to the northeast angle of the Township of Franz; thence south astronomically along the east boundary of the Townships of Franz, Hawkins, Irving, Martin, Moorehouse, and continuing southerly to a point on Niven's base line in latitude 48 degrees 27 minutes 54 seconds north, which point constitutes the northwest angle of the Territorial District of Sudbury, a distance of 51 miles, more or less; thence south along T. B. Speight's meridian line, which constitutes the district boundary between the Territorial Districts of Sudbury and Algoma, to the northwest angle of the Mississauga Forest Reserve, a distance of 84 miles, more or less; thence continuing south astronomically along the west limit of Township No. 23, Ranges 14, 13, 12, 11 and 10, and the Townships of Whitman and Chesley, to the north limit of the Garden River Indian Reserve, a distance of 40 miles 20 chains, more or less; thence due east astronomically along the north boundary of said Garden River Indian Reserve 3 miles 40 chains, more or less, to the northeast angle thereof; thence due south astronomically along the east boundary of said Garden River Indian Reserve, 7 miles 40 chains, more or less, to the southeast angle thereof; thence due west astronomically along the south limit thereof 6 miles, more or less, to Echo River; thence down Echo River to Echo Bay of Lake George to the place of beginning.

68. The Electoral District of Centre Simcoe to consist of the Townships of Tiny, Vespra, Flos and Sunnidale, and the Towns of Barrie and Penetanguishene.

69. The Electoral District of East Simcoe to consist of the Townships of Tay, Orillia, Matchedash, Medonte and Oro, and the Towns of Orillia and Midland, and the Villages of Victoria Harbour and Coldwater.

70. The Electoral District of West Simcoe to consist of the Townships of Tosorontio, Essa and Nottawasaga, the Towns of Collingwood, Stayner and Alliston, and the Village of Creemore.

71. The Electoral District of South Simcoe to consist of the Townships of Adjala, Tecumseh, Innisfil and West Gwillimbury, and the Villages of Beeton, Bradford and Tottenham.

72. The Electoral District of Sturgeon Falls to consist of the following townships in the Territorial Districts of Nipissing and Sudbury:—Charlton, Lyman, Gladman, Kenny, Grant, Fell, McLaren, Sisk, Bertram, Springer, Field, Bastedo, Thistle, McCallum, Latchford, Caldwell, Badgerow, Gibbons, McWilliams, Hobbs, Falconer, Loudon, McPherson, Kirkpatrick, Hugel, Crerar, Dana, Pardo, Scollard, Martland, Haddo, Casimir, Dunnet, Ratter, Henry, Janes, McNish, Mason, Cosby, Cherriman, Jennings, Appleby, Bigwood, Delamere, Hoskin, Hendrie, Allen, Cox, Servos, Burwash, the unsurveyed township south of the Township of Waldie, Waldie, Laura, Secord, the unsurveyed township south of Township No. 59, Township No. 59, Township No. 60, Tilton, also that portion of the Indian Reserve on the north shore of Lake Nipissing lying south of the Townships of Charlton and Grant, also the islands in the French River and in that portion of Lake Nipissing within the Territorial Districts of Nipissing and Sudbury lying west of the southerly prolongation of the west limit of the Township of Blyth, also the Towns of Sturgeon Falls and Cache Bay.

73. The Electoral District of Sudbury to consist of those parts of the Territorial Districts of Sudbury, Algoma and Timiskaming within the hereinafter described limits, that is to say:—Commencing at the northeast angle of the Township of Zavitz in the said Territorial District of Sudbury; thence south along the east limit of the Townships of Zavitz, Hutt, Halliday, Mond, Natal, MacMurchy, Fawcett, Ogilvie, Browning, Unwin, Leask, McNamara and Beaumont to the southeast angle of the last mentioned township, a distance of 78 miles, more or less; thence due east astronomically along

along the north boundary of the Township of Creelman to the northeast angle thereof, a distance of 6 miles; thence south astronomically along the east boundary of said Township of Creelman to the southeast angle thereof, a distance of 6 miles; thence east astronomically along the north boundary of the Townships of Parkin, Aylmer, Mackelcan and McCarthy to the northeast angle of the latter, a distance of 25 miles, more or less; thence due south astronomically along the east boundary of the Townships of McCarthy, Kelly, Davis, Loughrin and Hagar to the southeast angle of the latter, a distance of 30 miles, more or less; thence due west astronomically along the south boundary of the Township of Hagar 7 miles, more or less, to the northeast angle of the Township of Hawley; thence due south astronomically along the east boundary of the Township of Hawley 6 miles, more or less, to the southeast angle thereof; thence due west astronomically along the south boundary of the Townships of Hawley, Cleland, Dill, Broder, Waters, Graham, Denison and Drury, a distance of 48 miles, more or less, to the southwest angle of the latter; thence due north astronomically along the west boundary of the Townships of Drury and Trill, a distance of 12 miles, more or less, to the southeast angle of the Township of Ermatinger; thence due west astronomically along the south boundary of the Township of Ermatinger and Township No. 107 to the southwest angle of the latter; thence due north astronomically along the west boundary of Township No. 107 to the southeast angle of Township No. 114; thence due west astronomically along the south boundary of Township No. 114 6 miles, more or less, to the southwest angle thereof; thence due north astronomically along the west boundary of Townships No. 114 and No. 115 12 miles, more or less, to the northwest angle of the latter; thence continuing due north astronomically along the Ontario Land Surveyor David Beatty's meridian line 12 miles; thence due west astronomically 30 miles, more or less, to the 12th mile post on Ontario Land Surveyor Alexander Niven's meridian line; thence north astronomically along said meridian line 18 miles; thence due west astronomically 66 miles, more or less, to T. B. Speight's meridian line of 1898, which meridian constitutes the district line between the Territorial Districts of Algoma and Sudbury; thence north astronomically along said district line 84 miles, more or less, to the intersection with Niven's base line in latitude 48 degrees 27 minutes 54 seconds north, said point of intersection being the northwest angle of the Territorial District of Sudbury; thence continuing north to the southeast angle of the Township of Moorehouse; thence north along the east boundary of the Townships of Moorehouse, Martin, Irving, Hawkins and Franz to the northwest angle of the Township of Roche, a distance of 51 miles, more or less; thence east astronomically along the north boundary of the Townships of Roche, Pelletier and Doherty to the northeast angle of the latter, a distance of 27 miles; thence continuing east along O.L.S. Speight's base line of 1910 in latitude 49 degrees 12 minutes 6 seconds north, a distance of 16 miles and 33 chains to its intersection with the west shore of the Opazatika River; thence east astronomically  $17\frac{1}{2}$  miles more or less to the intersection with a line drawn north astronomically from the northeast angle of the township of Davin; thence south astronomically 36 miles, more or less, to the northeast angle of the township of Davin; thence south along the east limit of the townships of Davin and Loughheed 18 miles, more or less, to the southeast angle of the last mentioned township; thence east astronomically along Ontario Land Surveyor Niven's base line in latitude 48 degrees, 27 minutes 54 seconds north, 36 miles to the northwest angle of the township of Whitesides; thence south along the west limits of the townships of Whitesides, Keefer, Hillary and Pharand 24 miles, more or less, to the southwest angle of the last mentioned township; thence east astronomically along the north boundaries of the Townships of Crothers, McBride, Hassard, Beemer, English and Zavitz a distance of 36 miles, more or less, to the northeast angle of the latter, the point of commencement.

74. The Electoral District of Temiskaming to consist of all that portion of the Territorial Districts of Nipissing, Sudbury and Timiskaming within the hereinafter described limits:—Commencing at a point in the Interprovincial Boundary between the Provinces of Ontario and Quebec in the Ottawa River where the same is intersected by the easterly production of the north boundary of the Township of Wyse; thence due west astronomically 59½ miles, more or less, to the northwest angle of the Township of McNish; thence north astronomically along the east limit of the Township of McCarthy 6 miles, more or less, to the northeast angle thereof; thence west astronomically along the north boundary of the Townships of McCarthy, Mackelcan, Aymer and Parkin 25 miles, more or less, to the northwest angle of the latter; thence north astronomically along the east limit of the Township of Creelman 6 miles, more or less, to the northeast angle thereof; thence west astronomically along the north limit thereof 6 miles, more or less, to the southwest angle of the Township of Beresford; thence north along the west limits of the Townships of Beresford, Cotton, Valin, Stull, Dufferin, North Williams, Leonard, Tyrrell, Knight, Raymond, Midlothian, Montrose and Hincks 78 miles, more or less, to the northwest angle of the Township of Hincks; thence east along the south boundary of the Townships of Cleaver, McNeill, Robertson, Sheba, Dunmore, Bompas, Grenfell, Teck, Lebel, Gauthier, McVittie and McGarry 72 miles, more or less, to the Interprovincial Boundary between the Provinces of Ontario and Quebec; thence south astronomically along the said Interprovincial Boundary to the head of Lake Timiskaming; thence southerly through Lake Timiskaming and the Ottawa River along said Interprovincial Boundary to the place of beginning.

75. The Electoral District of Northeast Toronto to consist of all that portion of the City of Toronto bounded on the south by the centre line of that part of Gerrard Street, which is east of Sherbourne Street, the centre line of that part of Carlton Street which is between Sherbourne Street and Yonge Street, and the centre line of College Street; on the west by the centre lines of Spadina Avenue, the road on the west side of Spadina Crescent and Spadina Road, and bounded on the north and east as follows:—

Commencing at a point where the centre line of Spadina Road intersects the northerly city limits, thence easterly, northerly and southerly, as the case may be, following the city limits as they existed before the annexation of the town of North Toronto, to the southwest corner of Mount Pleasant Cemetery; thence easterly following the southerly limit of the said cemetery to the Belt Line Railway; thence in a southerly direction following the Belt Line Railway to the southerly limit of Park Drive; thence easterly following the city limits to the centre line of Logan Avenue produced northerly; thence southerly along said last mentioned centre line and the centre line of Logan Avenue to the centre line of Gerrard Street.

76. The Electoral District of Northwest Toronto to consist of all that portion of the City of Toronto lying north of the centre line of College Street, and bounded on the east by the centre lines of Spadina Avenue, the road on the west side of Spadina Crescent and Spadina Road, and on the west by the centre line of Lansdowne Avenue and its production northerly to the city limits.

77. The Electoral District of Southeast Toronto to consist of all that portion of the City of Toronto lying south of the centre line of that part of Gerrard Street which is east of Sherbourne Street, the centre line of that part of Carleton Street which is between Sherbourne and Yonge Streets and the centre line of College Street, and bounded on the east by the centre line of Logan Avenue and its production southerly to the city limits, and on the west by the centre line of University Avenue and the centre line of that part of Simcoe Street which is south of Queen Street, and its

production

production southerly to Toronto Bay excluding that part of the said City known as Toronto Island.

78. The Electoral District of Southwest Toronto to consist of all that portion of the City of Toronto lying south of the centre line of College Street, and bounded on the east by the centre line of University Avenue and the centre line of that part of Simcoe Street which is south of Queen Street, and its production southerly to Toronto Bay, and bounded on the west by the centre line of Lansdowne Avenue and the centre line of Dunn Avenue, and also that part of the said city known as Toronto Island.

79. The Electoral District of Parkdale to consist of all that portion of the City of Toronto lying west of the centre line of Lansdowne Avenue and its production northerly to the city limits and the centre line of Dunn Avenue, except Ward No. 7 of the said city.

80. The Electoral District of Riverdale to consist of all that portion of the City of Toronto lying between the centre line of Logan Avenue and its production northerly and southerly to the city limits, and the centre line of Woodbine Avenue and its production northerly and southerly to the city limits.

81. The South Riding of Victoria to consist of:—The Townships of Mariposa, Ops, Emily, Verulam, the Town of Lindsay, and the Villages of Omamee and Bobcaygeon.

82. The North Riding of Victoria to consist of:—The Townships of Eldon, Carden, Dalton, Fenelon, Somerville, Bexley, Laxton, Digby and Longford, the Villages of Fenelon Falls and Woodville, and the Provisional County of Haliburton.

83. The Electoral District of North Waterloo to consist of the northerly portion, hereinafter described, of the Township of Waterloo, the Townships of Woolwich and Wellesley, the City of Berlin, the Town of Waterloo and the Village of Elmira.

The said northerly portion of the Township of Waterloo shall include and consist of that part of the said Township lying within the following limits, that is to say: Commencing at the southwest angle of lot number 46 in the said Township; thence easterly along the southerly limits of the said lot, and of lots numbers 47, 48, 50, 51 and 53, and the prolongation thereof, to the middle of the Grand River; thence along the middle of the said river, against the stream, to the prolongation of the limit between lots numbers 113 and 114 and along the prolongation of the said limit, and along the said limit between the said lots numbers 113 and 114, northerly and easterly, to the westerly limit of lot 107; thence along the westerly limit of the said lot number 107, northerly to the northerly limit thereof; thence along the northerly limits of the said lot number 107, and of lots numbers 106, 84 and 96, easterly, to the easterly boundary of the said township; thence along the easterly, northerly and westerly boundaries of the said township, in a northerly, westerly and southerly direction, respectively, to the place of beginning.

84. The Electoral District of South Waterloo to consist of the southerly portion of the said Township of Waterloo, being all that part of the said Township not included in the Electoral District of North Waterloo, the Townships of North Dumfries and Wilmot, the Towns of Galt, Preston and Hespeler, and the Villages of Ayr and New Hamburg.

85. The Electoral District of Welland to consist of the Townships of Thorold, Crowland, Humberstone and Wainfleet, the Towns of Thorold and Welland, and the Villages of Humberstone and Port Colborne.

86. The Electoral District of East Wellington, to consist of the Townships of Arthur, Nichol, Erin, West Garafraxa and West Luther, the Town of Mount Forest, and the Villages of Erin, Fergus and Elora.

87. The Electoral District of South Wellington to consist of the Townships of Guelph, Puslinch, Pilkington and Eramosa, and the City of Guelph.

88. The Electoral District of West Wellington to consist of the Townships of Minto, Maryborough and Peel, the Towns of Harriston and Palmerston, and the Villages of Arthur, Clifford and Drayton.

89. The Electoral District of North Wentworth, to consist of the Townships of Beverley, Flamborough West, Flamborough East, the Town of Dundas and the Village of Waterdown.

90. The Electoral District of South Wentworth, to consist of the Townships of Saltfleet, Binbrook, Glanford, Barton and Ancaster.

91. The Electoral District of Windsor, to consist of the City of Windsor, the Towns of Walkerville and Sandwich.

92. The Electoral District of East York to consist of the Townships of Markham and Scarborough, that portion of the township of York lying east of Yonge Street, that part of the City of Toronto which was formerly the town of North Toronto, and that part of Ward Number 1 of the said City which lies east of the centre line of Woodbine Avenue and its production northerly and southerly to the city limits, and the villages of Markham, Richmond Hill and Stouffville.

93. The Electoral District of North York, to consist of the Townships of King, Whitechurch, Georgina, East Gwillimbury and North Gwillimbury, the Towns of Aurora and Newmarket, and the Villages of Holland Landing and Sutton West.

94. The Electoral District of West York, to consist of the Townships of Etobicoke and Vaughan and that portion of the Township of York lying west of Yonge Street, that part of the City of Toronto known as Ward Seven and the Villages of Mimico, New Toronto, Weston and Woodbridge.

## CHAPTER 5.

## An Act to amend The Ontario Election Laws.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** This Act may be cited as *The Election Law Amendment Act, 1914.* Short title.

**2.** Notwithstanding anything contained in *The Ontario Voters' Lists Act* no person entitled by law to exemption from assessment in respect of income shall have the right to appeal to the judge of the county or district court under *The Ontario Voters' Lists Act* to have his name placed upon the voters' list unless he has complied with the provisions of section 8 of *The Assessment Act*. Right of appeal of exempted income voter under Rev. Stat. c. 6.  
Rev. Stat. c. 195.

**3.** Where voters' lists for manhood suffrage voters have been specially prepared under *The Manhood Suffrage Registration Act* for use at an election to the House of Commons of Canada under the *Dominion Election Act*, such lists shall, if prepared not more than six months before the date of the writ of election, and may with the consent of the first Minister of the Executive Council of Ontario and the Leader of the Opposition in the Assembly if such lists have been prepared not more than one year before the date of said writ, be used at the election, and new lists shall not be prepared. When Dominion manhood suffrage lists may be used.

**4.** Section 73 of *The Ontario Voters' Lists Act* is repealed and the following substituted therefor:— Rev. Stat. c. 6, s. 73, repealed.

73. Notwithstanding anything contained in section 74 of *The Ontario Election Act*, unless and until a new voters' list therefor has been prepared and certified, the voters' list last so prepared and certified shall be the proper voters' list to be used at such polling place at any election to the Assembly. Last revised list in unorganized territory.

Rev. Stat.  
c. 6, form  
22 amended.

**5.**—(1) Form 22 of *The Ontario Voters' Lists Act* is amended by striking out the words "Dominion of Canada" where they occur in the fourth line, and substituting therefor the words "Province of Ontario."

Rev. Stat.  
c. 6, form 23,  
amended.

(2) Form 23 of the said Act is amended by striking out the words "Dominion of Canada" where they occur in the fourth line, and substituting the words "Province of Ontario."

Rev. Stat.  
c. 7, s. 14,  
amended.

**6.** Subsection 1 of section 14 of *The Manhood Suffrage Registration Act* is repealed and the following substituted therefor:—

Sittings of  
registrars.

(1) Each registrar shall hold four sittings for registration, and the sittings shall be so arranged that the last sitting will be held on the fifteenth day before the date fixed for holding the poll, or if the fifteenth day before the date of polling falls on Sunday, on the sixteenth day before the date of polling.

Rev. Stat.  
c. 7, ss. 1, 2  
and 3 of  
s. 15  
repealed.

**7.** Subsections 1, 2 and 3 of section 15 of *The Manhood Suffrage Registration Act* are repealed and the following subsections substituted therefor:—

Hours of  
registration.

(1) The sittings shall be held on consecutive days, except Sunday, and shall commence at nine o'clock in the morning and continue until ten o'clock in the evening without intermission, but if the holdings of the sittings on consecutive days will not allow of a sitting being held on a Saturday, one of the sittings shall be held on a Saturday and the others on such days as the board appoints.

Time for  
working  
men to  
register.

(2) The time from half past seven until half past eight o'clock on each of the four days shall as far as possible be set apart for the registration of working men.

Rev. Stat.  
c. 7, s. 13,  
amended.

**8.** *The Manhood Suffrage Registration Act* is amended by adding the following subsection to section 19:—

Voters'  
lists to be  
kept at  
registration  
booth.

(10) Every registrar shall keep in his registration booth a copy of the last published voters' list of the whole municipality in which the registration is taking place, together with a printed copy of the

additions

additions and alterations made to the said list under the provisions of *The Voters' List Act*; and the same shall be open to inspection by any person lawfully in the registration booth at all times during the sittings of the registrar.

- (11) It shall be the duty of the clerk of the municipality <sup>Clerk to furnish</sup> to furnish every registrar with a copy of the lists <sup>copies.</sup> mentioned in subsection 10.

**9.** Subsection 5 of section 35 of *The Manhood Suffrage Registration Act* is amended by adding at the end thereof <sup>Rev. Stat. c. 7, subs. 5</sup> the words:— <sup>of s. 35 amended.</sup>

“where the city is or forms part of an electoral district, and the sum of \$10 and his disbursements for each electoral district where the city is divided into two or more electoral districts.”

**10.** Clause (d) of section 18 of *The Ontario Election Act* <sup>Rev. Stat. c. 8, s. 18,</sup> is amended by striking out the word “Canada” in the first <sup>clause (d),</sup> line and inserting in lieu thereof the word “Ontario.” <sup>amended.</sup>

**11.** The form of oath numbered 19 in schedule “A” to *The Ontario Election Act* is amended by striking out the words “Dominion of Canada” where they occur in the first <sup>Rev. Stat. c. 8, form No. 19 in schedule “A”</sup> line of paragraph number 3 in the said form and inserting <sup>amended.</sup> in lieu thereof the words “Province of Ontario.”

**12.** Subsection 4 of section 54 of *The Ontario Election Act* <sup>Rev. Stat. c. 8, ss. 4</sup> is hereby repealed and the following substituted:— <sup>of s. 54 repealed.</sup>

In cities the actual cost of each polling place not exceed- <sup>Cost of polling places.</sup> ing \$8, and in other municipalities not exceed- ing \$6, shall be allowed to the returning officer and paid out of the Consolidated Revenue Fund, the above allowance to include the providing of apartments in places of holding the polling as required by the Act.

**13.** Section 56 of *The Ontario Election Act* is amended <sup>Rev. Stat. c. 8, subs. 56,</sup> by striking out the words:— <sup>amended.</sup>

“and shall then require the electors there present to name the person or persons whom they wish to represent them in the Assembly,”

in the sixth, seventh and eighth lines, and substituting the following:—

“and

“and shall then call for nominations or further nominations to be made in writing in the manner hereinafter set out;”

and by adding thereto the following sub-sections:—

Nomination  
form of  
nomination  
paper.

(2) The nomination shall be by writing, Form 6a, signed by at least fifty duly qualified electors of the electoral district, and stating the name, residence and legal addition, occupation or description of the person proposed in such manner as sufficiently to identify him.

Separate  
paper for  
each candi-  
date.

(3) Each candidate shall be nominated by a separate nomination paper. A duly qualified elector may sign the nomination paper of different candidates.

Production  
and  
filing.

(4) The nomination paper may be produced to and filed with the returning officer at the time and place fixed by the proclamation, or on either of the two days next preceding that on which the meeting for the nomination of candidates is to be held.

Consent of  
candidate.

(5) The nomination paper shall be accompanied by the consent in writing of the person therein nominated, except where such person is absent from Ontario, when such absence shall be stated in the nomination paper.

Certificate  
of return-  
ing officer.

(6) Where the nomination paper is filed with the returning officer not later than half-past one of the clock in the afternoon on the day fixed by the proclamation for holding the nomination meeting by the candidate or his agent, he shall, if requested, then and there examine the same, and if satisfied of the regularity thereof and that it is signed by the proper number of duly qualified electors, he shall so certify in writing, and his certificate shall be final and the validity of the nomination shall not be open to question upon any ground whatever.

Rev. Stat.  
c. 8, s. 90,  
amended.

**14.** Section 90 of *The Ontario Election Act* is amended by adding thereto the following:—

Hours of  
polling.

Providing that in cities having a population of over 200,000 and in the electoral districts of East York and West York, the poll shall be opened at every polling place at 8 o'clock in the forenoon, and shall be kept open until 5 o'clock in the afternoon of the same day, and the votes shall be given by ballot.

**15.** Subsection 1 of section 204 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Rev. Stat.  
c. 8, s. 204,  
ss. 1  
repealed.

204.—(1) No contribution, payment, loan, gift, advance or deposit of money or its equivalent in excess of \$50 shall be received by or on behalf of a candidate and no payment, except with respect to the personal expenses of a candidate, and no advance, loan or deposit shall be made by or on behalf of a candidate before, during or after the election, on account of the election, otherwise than through his official agent.

Payments  
not to be  
made  
except  
through  
official  
agent.

**16.**—(1) Subsection 1 of section 207 of *The Ontario Election Act* is repealed and the following substituted therefor:—

Rev. Stat.  
c. 8, s. 207,  
ss. 1  
repealed.

207.—(1) A detailed statement of all money or its equivalent received as an election contribution, payment, loan, gift, advance or deposit, and exceeding in amount or value \$50, and a detailed statement of all election expenses incurred by or on behalf of a candidate, including payments in respect of his personal expenses, shall within two months after the election, or where, by reason of the death of the creditor, no claim has been sent in within such period of two months, then within one month after such claim has been sent in, be made out and signed by the official agent, who has paid the same, or by the candidate in case of payments made by him, and delivered, with the bills and vouchers relating thereto, to the returning officer.

A detailed  
statement  
of election  
contribu-  
tions and  
expenses,  
etc., to be  
sent by  
agent to  
returning  
officer  
who shall  
publish  
same.

(2) Subsections 2 and 3 of the said section are amended by striking out the word "statement" and substituting therefor the word "statements."

Rev. Stat.  
c. 8, s. 207,  
subs. 2  
and 3  
amended.

**17.** Section 208 of *The Ontario Election Act* is repealed and the following section substituted therefor:—

Rev. Stat.  
c. 8, s. 208,  
repealed.

208. The returning officer shall preserve all such statements, bills and vouchers and shall during the six months next after they have been delivered to him permit any voter to inspect the same on payment of a fee of twenty-five cents.

Returning  
officer to  
preserve  
bills, etc.,  
and allow  
inspection.

Rev. Stat.  
c. 8, sched-  
ule "A,"  
amended.

18. *The Ontario Election Act* is amended by adding in schedule "A" the following form:—

FORM 6a.

(Referred to in Section 56—c2.)

*Form of Nomination Paper.*

We, the undersigned electors of the electoral district of \_\_\_\_\_, hereby nominate (*name, residence and addition or description of person nominated*) as a candidate at the election now about to be held of a member (*or two members as the case may be*) to represent the same electoral district in the Legislative Assembly. (*Where the person nominated is absent from Ontario add*): The said \_\_\_\_\_, nominated in the foregoing nomination paper, is now absent from Ontario.

Witness our hands at \_\_\_\_\_, in the said electoral district this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

Signed by the said electors  
in the presence of  
(addition) } Signatures and residence and  
addition.

I, the said \_\_\_\_\_, nominated in the foregoing nomination paper, hereby consent to such nomination.

Witness my hand at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

Signed by the said nominee in the  
presence of  
of (addition). } J. K.

Rev. Stat.  
c. 8, sched-  
ule "B,"  
amended.

19. *The Ontario Election Act* is amended by striking out schedule "B" thereto and substituting the following therefor:—

SCHEDULE B.

RETURNING OFFICERS.

(Referred to in Section 209 (1).)

- |   |         |
|---|---------|
| 1. Perusing writ of election and other papers preparatory to holding nominations, including drawing proclamation. . . . .   | \$ 5 00 |
| 2. Pay of Election Clerk attending nomination . . . . .   | 5 00    |
| 3. Pay of Election Clerk attending adding up of votes. . . . .  | 8 00    |
| 4. Two constables attending nomination (each) . . . . .   | 2 00    |
| 5. Holding election, including appointment and swearing of Election Clerk, and, if there is no contest, making return . . . . .   | 20 00   |
| 6. Appointing and swearing deputies (each) . . . . .  | 50      |
| (in cities where mileage is not allowed) an additional allowance for extra work in connection with such appointments (each) . . . . .                                     | 1 00    |
| 7. Payment to Clerk of the Peace or Clerk of the Municipality for furnishing polling lists and other papers as provided by <i>The Ontario Voters' Lists Act</i> . . . . . |         |

- |   |       |
|---|-------|
| 8. If there is a contest (in addition to item 5) for counting voters on lists, preparing ballots for printer, correcting proof, final addition of votes and declaration of election and making up and transmitting the return to the Clerk of the Crown in Chancery (including duplicates to each candidate), and all services connected therewith .....  | 40 00 |
| 9. Mileage (except in a city forming a separate electoral district or divided into electoral districts) for posting proclamation, appointing and swearing deputies and delivering polling lists, etc., to them and going to and returning from nomination to be allowed to both the Returning Officer and Election Clerk for every mile necessarily travelled from place to place to be taxed in the same manner as Sheriff's mileage on summoning jurors ..... | 15    |
| 10. Dividing a municipality or part thereof into polling subdivisions under subsection 3 of section 53—a reasonable allowance to be fixed by the Auditor of Criminal Justice Accounts.  |       |
| 11. Polling places as provided by subsection 4 of section 54.   |       |
| 12. In cities where an electoral district is entitled to two members, the Returning Officer shall be entitled to receive for the additional work occasioned thereby..   | 25 00 |

## DEPUTY RETURNING OFFICERS.

- |  |      |
|--|------|
| 13. Holding the poll, including all services connected therewith, and making returns ..... | 6 00 |
| 14. Returning ballot box to Returning Officer (where no mileage allowed) .....             | 50   |
| 15. Pay of Poll Clerk, one day .....   | 4 00 |
| 16. Pay of one constable, one day .....  | 2 00 |

## CHAPTER 6.

An Act to Prohibit Political Contributions by  
Corporations, License Holders and Public  
Contractors

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

Short title.     **1.** This Act may be cited as *The Political Contributions Act*.

Interpre-     **2.** In this Act  
tation.

"Corpora-     (a) "Corporation" shall mean every corporate body  
tion."     nowsoever or for what purpose soever incorporated, other  
than a municipal corporation.

"Licensee."     (b) "Licensee" shall mean the holder of a license issued  
for the manufacture, sale or warehousing of liquor under  
*The Liquor License Act*.

"Liquor     (c) "Liquor Association" shall mean and include every  
association,"     association, society or body of persons promoting or assist-  
Rev. Stat.     ing or furthering or protecting the trade in intoxicating  
c. 215.     liquor, or any branch or part of such trade.

"Public con-     (d) "Public Contractor" shall mean a person who is  
tractor."     ineligible to sit and vote as a member of the Assembly under  
Rev. Stat.     the provisions of sections 11 and 12 of *The Legislative*  
c. 11.     *Assembly Act*.

Who to be  
liable for  
offence in  
contribut-  
ing.

**3.—**(a) Every corporation and every director, manager  
or officer of a corporation which,

(b) every licensee who,

(c)

(c) every member of a liquor association which,

(d) every public contractor who,

either directly or indirectly pays or contributes any sum of money or its equivalent in order to aid or promote or prevent the nomination or election of any person to the Assembly or to any public office, or in order to aid, promote, hinder or defeat any political party, or to influence or affect the vote of the electors of the Province upon any question submitted to them shall incur a penalty equal in amount to the value of the payment or contribution, but in no case less than \$100.

4. A director, manager or officer of a corporation, and a member of an association who proves to the satisfaction of the court that he was not aware of the committal of the offence against section 3, or that he did everything in his power to prevent the committal of such offence and was not a party to the same shall not be liable to the penalty imposed by section 3. Director, etc proving want of knowledge of offence.

5. Every person who, directly or indirectly, by himself or by any other person solicits or receives any payment or contribution made in violation of section 3 shall incur the penalty provided by section 3. Soliciting or receiving.

6. Every person who aids or abets the committal of any offence against sections 3 or 5 shall incur a penalty of not less than \$50 nor more than \$200. Aiding and abetting.

7.—(1) Subject to the provisions of subsection 2, the penalties imposed by this Act shall be recoverable in the manner provided for the recovery of pecuniary penalties by section 200 of *The Ontario Election Act*. Recovery of penalties. Rev. Stat. c. 8.

(2) Where the offence was committed with respect to the candidature or election of any person as a member of the Assembly for an electoral district, the offence shall be a corrupt practice within the meaning of *The Ontario Election Act*, and section 76 of *The Controverted Elections Act* shall apply thereto. Proceeding Summary Trials Court. Rev. Stat. c. 8. Rev. Stat. c. 10.

## CHAPTER 7.

## An Act to amend The Legislative Assembly Act

*Assented to 18th March, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
c. 11, s. 10,  
repealed.

1. Section 10 of *The Legislative Assembly Act* is repealed and the following section substituted therefor:

Disqualifi-  
cation of  
persons  
holding  
office under  
Crown.

10.—(1) Except as hereinafter specially provided, no person accepting or holding any office, commission or employment, in the service of the Government of Canada, or of the Government of Ontario, at the nomination of the Crown or at the nomination of any of the officers of the Government of Canada or of the Government of Ontario to which any salary, fee, wage, allowance, emolument or profit of any kind is attached shall be eligible as a member of the Assembly, or shall sit or vote therein.

Exceptions.

(2) Nothing in this section shall render ineligible as aforesaid or disqualify from sitting and voting in the Assembly when not otherwise disqualified,

Executive  
Council.

(a) A Member of the Executive Council;

Militia.

(b) An officer of His Majesty's Army or Navy, or an officer in the Militia or a Militiaman (except officers on the staff of the Militia receiving permanent salaries);

Justices of  
the Peace,  
etc.

(c) A Justice of the Peace, Coroner, Notary Public or Public School Inspector;

Temporary  
employment  
by Dominion  
Government.

(d) Any person holding any temporary employment in the service of the Dominion of

Canada requiring special qualifications, or professional skill, or a Commissioner appointed under the Revised Statutes of Canada, 1906, chapter 104.

- (3) This section shall be deemed to have been in force and effect since the 14th day of April, 1908. Commence-  
ment.

## CHAPTER 8.

## An Act to amend The Provincial Loans Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
c. 21, s. 24,  
amended.

1. Section 4 of *The Provincial Loans Act* is amended by adding thereto the following subsection:—

Issue of  
new securi-  
ties on  
maturity of  
treasury  
bills.

- (4) Where a sum has heretofore been or is hereafter temporarily raised by way of loan by the issue and sale of exchequer bills, exchequer bonds or treasury bills as provided in clause (d) of subsection 1, the Lieutenant-Governor in Council, upon the maturity of such exchequer bills, exchequer bonds or treasury bills, or before the maturity thereof, may direct that a further issue be made of such exchequer bills, exchequer bonds or treasury bills to the amount of those maturing, or may direct the issue and sale of debentures of Ontario, of Ontario Government stock or of terminable annuities for the retirement of such exchequer bills, exchequer bonds or treasury bills before or upon their maturity, and any debentures, Government stock or terminable annuities so issued shall be redeemable or payable within the term of years fixed by the Act authorizing the loan and such term shall be reckoned from the date of the issue of such debentures, Government stock or terminable annuities, but nothing in this subsection shall authorize the issue of any security beyond the amount of any loan authorized by Act of this Legislature.

## CHAPTER 9.

## An Act for raising Money on the Credit of the Consolidated Revenue Fund of Ontario

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** The Lieutenant-Governor in Council is hereby authorized to raise by way of loan a sum of money not exceeding <sup>Loan of \$8,000,000 authorized.</sup> eight million dollars (\$8,000,000) for all or any of the purposes following, that is to say: for the public service, for works carried on by commissioners on behalf of Ontario, for the covering of any debt of Ontario on open account, for paying any floating indebtedness of Ontario, and for the <sup>Objects.</sup> carrying on of the public works authorized by the Legislature.

**2.** The aforesaid sum of money may be borrowed for any <sup>Term of loan.</sup> term or terms not exceeding forty years at a rate not exceeding four per centum per annum, and shall be raised upon the credit of the Consolidated Revenue Fund of Ontario, and shall be chargeable thereupon.

**3.** The Lieutenant-Governor in Council may direct that any bonds or inscribed stock issued as security for the loan <sup>Lieutenant-Governor in Council may exempt from Provincial taxes.</sup> authorized by this Act shall be free from any or all Provincial taxes, succession duties and impositions whatsoever.

**4.** The Lieutenant-Governor in Council may provide for <sup>Sinking fund.</sup> a special sinking fund with respect to the issue herein authorized, and such sinking fund may be at a greater rate than the one-half of one per centum per annum on the amount of such debentures or stock as specified in subsection 2 of section 4 of *The Provincial Loans Act*.

Rev. Stat.  
c. 21.

## CHAPTER 10.

## An Act to amend The Succession Duty Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.     **1.** This Act may be cited as *The Succession Duty Act, 1914.*

Rev. Stat.,  
c. 24, s. 6,  
repealed.     **2.** Section 6 of *The Succession Duty Act* is repealed and the following substituted therefor:—

Exemption  
from suc-  
cession  
duty.

**6.** No duty shall be leviable,—

- (a) On any estate the aggregate value of which does not exceed \$10,000.
- (b) On property passing by will, intestacy or otherwise to or for the benefit of the grandfather, grandmother, father, mother, husband, wife, child, daughter-in-law or son-in-law of the deceased where the aggregate value of the property of the deceased does not exceed \$50,000.
- (c) Where the whole value of any property passing to any one person does not exceed \$500.
- (d) On property devised or bequeathed for religious, charitable or educational purposes to be carried out in Ontario or by a corporation or a person resident in Ontario or on the amount of any unpaid subscription for any like purpose made by any person in his lifetime to any corporation or person mentioned in this subsection for which his estate is liable.

(e)

- (e) On any bond, debenture or debenture stock issued by a corporation having its head office in Ontario, transferable on a register at any place out of Ontario and which is owned by a person not domiciled at the time of his death in Ontario.

3. Subsection 1 of section 7 of *The Succession Duty Act* Rev. Stat., c. 24, s. 7 is amended by striking out the word "succession" in the third subsec. 1, amended. line.

4. Clause (a) of subsection 2 of section 7 of *The Succession Duty Act* Rev. Stat., c. 24, s. 7, is amended by inserting the word "general," subs. 2, cl. a, amended. before the word "contemplation" in the third line thereof and adding the words "and with or without regard to the imminence of such death" after the word "donor" in the fourth line thereof.

5. Clause (b) in the said subsection 2 is repealed and the following substituted therefor:— Rev. Stat., c. 24, s. 7, subs. 2, cl. b, repealed.

- (b) Any property taken as a *donatio mortis causa*, or taken under a disposition operating or purporting to operate as an immediate gift *inter vivos* whether by way of transfer, delivery, declaration of trust or otherwise made since the first day of July, 1892, or taken under any gift whenever made, of which property actual and *bona fide* possession and enjoyment shall not have been assumed by the donee immediately upon the gift, and thenceforward retained to the entire exclusion of the donor, or of any benefit to him whether voluntary or by contract or otherwise, except as hereinafter mentioned. Donationes mortis causa, and gifts inter vivos.

6. Subsection 3 of section 7 of *The Succession Duty Act* Rev. Stat., c. 24, s. 7, is repealed and the following substituted therefor:— subs. 3, repealed.

- (3) Notwithstanding anything herein contained, no Exceptions as to certain gifts inter vivos. duty shall be payable in respect of any property
- (a) Given absolutely more than three years before the death of the donor to a child, son-in-law or daughter-in-law, or to the father or mother of the donor which does not exceed in the case of any one person the sum of \$20,000 in value or amount; To child or parent to \$20,000.
- (b) Given by the donor where the gift is proved to have been absolute and to have taken Ordinary expenditure. effect

effect in the lifetime of the donor and to have been part of his ordinary and normal expenditure and to have been reasonable, having regard to the amount of his income and the circumstances under which the gift was made,

of which property actual and *bona fide* possession and enjoyment shall have been assumed by the donee immediately upon the gift and thenceforward retained to the entire exclusion of the donor or of any benefit to him, whether voluntary or by contract or otherwise,

Exceptions

nor in respect of property

Gifts  
up to  
\$500.

(c) Given by the donor in his lifetime and not exceeding in value the sum of \$500 in the case of any one donee, or

Transfer  
for good  
considera-  
tion.

(d) Actually and *bona fide* transferred for a consideration in money or money's worth paid to the transferor for his own use and benefit, except to the extent, if any, to which the value of the property transferred exceeds that of the consideration so paid.

Rev. Stat.,  
c. 24, s. 8,  
repealed.

7. Section 8 of *The Succession Duty Act* is repealed and the following substituted therefor:—

Amount  
of duty.

8. Subject to the exceptions mentioned in sections 6 and 7 there shall be levied and paid for the purpose of raising a revenue for Provincial purposes in respect of any succession or on property passing on the death according to the dutiable value the following duties over and above the fees paid under *The Surrogate Courts Act*—

Rev. Stat.,  
c. 62.

(1) Where the aggregate value of the property exceeds \$50,000, and any property passes in manner hereinbefore mentioned, either in whole or in part to or for the benefit of the grandfather, grandmother, father, mother, husband, wife, child, son-in-law or daughter-in-law of the deceased, the same or so much thereof as so passes shall be subject to a duty at the rate and on the scale as follows:—

Where  
property  
passes to  
grand-  
parents, etc.  
and exceeds  
\$50,000.

Where the aggregate value

(a) Exceeds \$50,000 and does not exceed \$75,000,  $1\frac{1}{2}$  per cent.

(b)

- (b) Exceeds \$75,000 and does not exceed \$100,000, 3 per cent.
- (c) Exceeds \$100,000 and does not exceed \$150,000,  $4\frac{1}{2}$  per cent.
- (d) Exceeds \$150,000 and does not exceed \$300,000,  $5\frac{1}{2}$  per cent.
- (e) Exceeds \$300,000 and does not exceed \$500,000,  $6\frac{1}{2}$  per cent.
- (f) Exceeds \$500,000 and does not exceed \$750,000,  $7\frac{1}{2}$  per cent.
- (g) Exceeds \$750,000 and does not exceed \$1,000,000,  $8\frac{1}{2}$  per cent.
- (h) Exceeds \$1,000,000, 10 per cent.

- (2) Where the aggregate value of the property exceeds \$100,000 and the value of the property passing in manner hereinbefore mentioned to any one of the persons mentioned in the next preceding subsection exceeds the amount herein-after mentioned, a further duty shall be paid on the amount so passing in addition to the rates in the next preceding subsection mentioned as follows:—
- Additional  
duty where  
share  
exceeds  
\$100,000.

Where the whole amount so passing to one person

- (a) Exceeds \$100,000 and does not exceed \$200,000, 1 per cent.
- (b) Exceeds \$200,000 and does not exceed \$400,000,  $1\frac{1}{2}$  per cent.
- (c) Exceeds \$400,000 and does not exceed \$600,000, 2 per cent.
- (d) Exceeds \$600,000 and does not exceed \$800,000,  $2\frac{1}{2}$  per cent.
- (e) Exceeds \$800,000 and does not exceed \$1,000,000, 3 per cent.
- (f) Exceeds \$1,000,000 and does not exceed \$1,200,000, 4 per cent.
- (g) Exceeds \$1,200,000, 5 per cent.

- (3) Where the aggregate value of the property exceeds \$10,000 and any property passes in manner hereinbefore mentioned, either in whole or in part to or for the benefit of any lineal ancestor of the deceased, except the grandfather, grandmother, father and mother, or to any brother or sister of the deceased or to any descendant of such brother or sister or to a brother or sister of the father or mother of the deceased or to any descendant of such last mentioned brother or sister, the same or so much thereof as so passes shall
- Rate of  
duty where  
property  
passes to  
certain  
relatives

shall be subject to a duty at the rate and on the scale as follows:—

Where the aggregate value

- (a) Exceeds \$10,000 and does not exceed \$50,000, 5 per cent.
- (b) Exceeds \$50,000 and does not exceed \$100,000, 10 per cent.
- (c) Exceeds \$100,000, 12½ per cent.

Additional  
duty  
where  
share  
exceeds  
\$50,000.

- (4) Where the aggregate value of the property exceeds \$50,000 and the value of the property passing in manner hereinbefore mentioned to any one of the persons mentioned in the next preceding subsection, except the grandfather, grandmother, father and mother exceeds the amount hereinafter mentioned, a further duty shall be paid on the amount so passing in addition to the duty in the next preceding subsection mentioned as follows:—

Where the whole amount so passing to one person

- (a) Exceeds \$50,000 and does not exceed \$100,000, 1 per cent.
- (b) Exceeds \$100,000 and does not exceed \$150,000, 1½ per cent.
- (c) Exceeds \$150,000 and does not exceed \$200,000, 2 per cent.
- (d) Exceeds \$200,000 and does not exceed \$250,000, 2½ per cent.
- (e) Exceeds \$250,000 and does not exceed \$300,000, 3 per cent.
- (f) Exceeds \$300,000 and does not exceed \$350,000, 3½ per cent.
- (g) Exceeds \$350,000 and does not exceed \$400,000, 4 per cent.
- (h) Exceeds \$400,000 and does not exceed \$450,000, 4½ per cent.
- (i) Exceeds \$450,000, 5 per cent.

Additional  
duty, how  
fixed where  
deceased  
dies domici-  
ciled out of  
Ontario.

- (5) The additional duty provided for by subsections 2 and 4 shall be payable on the property in Ontario, where the deceased dies domiciled elsewhere than in Ontario, but for the purpose of fixing the rate of such duty the beneficial interest in property out of Ontario passing to the successor or other person on the same death shall be added to the value of the property in Ontario,  
and

and nothing in this Act shall be construed to impose any duty, directly or otherwise, on property out of Ontario owned by any deceased person so domiciled.

- (6) Where the aggregate value of the property exceeds \$10,000 and any property passes in manner hereinbefore mentioned, either in whole or in part to or for the benefit of any person in any other degree of collateral consanguinity to the deceased than is above mentioned or to or for the benefit of any stranger in blood to the deceased, the same or so much thereof as so passes shall be subject to a duty at the rate and on the scale as follows:—
- Rate where property passes to other persons.

Where the aggregate value

(a) Exceeds \$10,000 and does not exceed \$50,000, 10 per cent.

(b) Exceeds \$50,000 and does not exceed \$1,000,000, 15 per cent.

(c) Exceeds \$1,000,000, 20 per cent.

8. Subsection 3 of section 15 of *The Succession Duty Act* is amended by striking out the figure "3" in the third line and substituting in lieu thereof the figure "2."

Rev. Stat., c. 24, s. 15, subs. 3, amended.

9. Except as to the rate of duty and as to the liability for duty of any property transferred *inter vivos* the *Succession Duty Act* as amended by this Act shall be deemed to be and to declare the law relating to succession duty since the first day of July, 1892, save as to any action or reference heretofore determined in any court, or as to any estate upon which the duty has been fully paid and satisfied.

Declaration as to application of Act.

10.—(1) Where the Treasurer deems it desirable he may appoint a commissioner or commissioners to make an enquiry as to any property transferred *inter vivos* or wrongfully omitted from any inventory filed, and to make to him a report of the property comprised in such transfer or so wrongfully omitted, the fair market value of the same, and such other matters as may be referred.

Commission of inquiry.

(2) For such purpose the commissioner or commissioners shall have all the powers which may be conferred upon a commissioner under *The Public Inquiries Act*, and in addition

Powers under Rev. Stat., c. 18.

tion thereto may require production of any books, papers or other writings or documents of any corporation in which the deceased at any time held shares, bonds, debentures or other securities, or of any corporation to which property was transferred by the deceased, and may appoint an auditor or other competent person to make such inspection and report as he may deem necessary for the purpose of more fully ascertaining the property so transferred or omitted and the market value thereof.

Rev. Stat.  
c. 24, s. 11,  
subs. 1, 2, 3,  
repealed.

**11.** Subsections 1, 2 and 3 of section 11 of *The Succession Duty Act* are repealed and the following substituted therefor:

Filing  
inventory,  
etc., liability  
of heir.  
etc.

11.—(1) Every heir, legatee, donee or other successor and every person to whom property passes for any beneficial interest in possession or in expectancy shall be liable for the duty upon so much of the property as so passes to him, and shall within six months after the death of the deceased or such later time as may be allowed by the Treasurer make and file with the registrar of the surrogate court of the county or district in which the deceased had a fixed place of abode or in which the property or any part thereof is situate a full, true and correct statement under oath showing:—

(a) A full inventory in detail of all the property of the deceased person and the fair market value thereof on the date of his death;

(b) The several persons to whom the same passes, their places of residence and the degrees of relationship, if any, in which they stand to the deceased.

Where one  
files state-  
ment others  
to be re-  
lieved.

(2) Where any one of the persons mentioned in subsection 1 has made and filed the statement required by that subsection, the Treasurer may dispense with the making of the statement by any other of them.

Duty and  
liability of  
executors,  
etc.

(3) Before the issue of letters probate or letters of administration to the estate of a deceased person a statement under oath similar to that required by subsection 1 shall be made by the executor or administrator applying therefor and

filed with the surrogate registrar of the county or district in which the application is made, and if the duty has not been paid by the successors or security to the satisfaction of the Treasurer given, the applicant shall in consideration of the grant applied for being made furnish a bond in a penal sum to be fixed by the Treasurer, executed by himself and two sureties, to be approved by the registrar, conditioned for the due performance of his duty under this Act as to accounting for the succession duty to His Majesty for which the property of the deceased is chargeable in default of payment being made by the persons liable therefor.

- (4) The Treasurer may accept a sufficient sum as security for the due payment of any duty in lieu of or in addition to any other security, and he may in such case allow to the depositor interest thereon at a rate not exceeding three per cent. per annum upon so much thereof as from time to time exceeds the amount of duty which has become payable under this Act.

Accepting  
lump sum  
as security.

**12.** The word "executor" in the last line of subsection 1 of section 12 of *The Succession Duty Act* is struck out.

Rev. Stat.,  
c. 24, s. 12,  
subs. 1,  
amended.

**13.** Section 18 of *The Succession Duty Act* is repealed and the following substituted therefor:—

Rev. Stat.,  
c. 24, s. 18,  
repealed.

- (1) No executor or trustee shall in the first instance be personally liable to pay the duty on any property to which any legatee, donee or other successor is beneficially entitled, but an executor, trustee or other person in whom any interest in any property so passing to any legatee, donee or other successor, or the management thereof is at any time vested, shall not transfer such property to the person so entitled without deducting therefrom the duty for which such successor is liable and any executor, trustee or other person who transfers such property without deducting the duty therefrom shall pay to the Treasurer the amount of such duty in respect of such property and interest thereon together with an additional rate of fifty per cent. of the duty payable in respect of such property and such combined amounts shall be recoverable against the executor, trustee or other person so chargeable.

Non-per-  
sonal lia-  
bility of ex-  
ecutors not  
to transfer  
property  
until  
duty paid.

Money retained by executor to be paid over to Treasurer.

- (2) Every sum of money retained by an executor or trustee or paid into his hands for the duty on any property shall be paid by him forthwith to the Treasurer or as he may direct.
- (3) Such executor and trustee shall for the purpose of the collection and payment of any duty which under the provisions of this Act it is his duty to collect and pay over to the Treasurer be deemed to be an officer for the collection thereof within the meaning of *The Public Revenue Act*.

Rev. Stat.  
c. 22.

## CHAPTER 11.

## An Act to amend The Corporations Tax Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** This Act may be cited as *The Corporations Tax Act*, Short title.  
1914.

**2.** Section 4 of *The Corporations Tax Act* is repealed and Rev. Stat. c. 27, s. 4, repealed.  
the following substituted therefor:—

**4.—(1)** Every company, not including a municipal corporation, which transacts business in Ontario, Taxes payable by companies. whether under its own name or through an agent or otherwise, shall annually pay to His Majesty for the uses of Ontario the taxes imposed by this Act at the time and in the manner hereinafter provided.

## BANKS.

**(2)** Every bank shall pay,—

Banks.

**(a)** a tax of one-tenth of one per cent. on the paid up On paid-up capital. capital thereof;

**(b)** an additional tax of \$1,500 for the head office in On offices. Ontario and \$50 for each additional office, branch or agency in Ontario;

**(c)** where the head office or principal place of business Reduction in certain cases. of a bank is out of Ontario and it has not more than five agencies or branch offices within Ontario, the Lieutenant-Governor in Council having regard to the amount of business transacted thereby in the Province may reduce the amount of the tax thereof, which shall in no case, how-

ever,

ever, be less than one-tenth of one per cent. upon one-half of the paid-up capital.

#### INSURANCE COMPANIES.

Insurance  
companies.

- (3) (a) Every life insurance company shall pay a tax of one and three-quarters per cent., and every other insurance company of one per cent. calculated on the gross premiums received by the company in respect of the business transacted in Ontario.

Mutual  
fire in-  
surance.

- (b) In the case of mutual fire insurance companies which receive premiums in cash the tax shall be calculated on the gross premiums received in cash in respect of the insurance transacted on the cash plan in Ontario.

On gross  
cash  
premiums.

Re-insur-  
ance exemp-  
tion.

- (c) In the case of reinsurance by an insurance company the company reinsured shall be exempt from the tax imposed on the portion of the premium paid to the reinsuring company, but the reinsuring company shall be liable for the tax in respect thereof as part of its gross premiums. Where the reinsuring company does not transact business in Ontario and has no principal or head office therein, the company reinsured shall retain in its hands so much of the premium for reinsurance as is equivalent to the tax imposed in respect of such premium, and shall be liable for the tax and for the payment thereof to the Treasurer.

Extra-  
Provincial  
companies  
from coun-  
tries dis-  
criminating  
against  
Ontario.

- (d) Where any country or any state of any country imposes a tax or license fee which has the effect of discriminating against insurance companies or against any classes of insurance companies organized under the laws of Canada or of Ontario, and having their principal offices in Ontario, and of imposing a tax or license fee higher or greater than the tax or license fee which home companies in such state or country are required to pay, the Lieutenant-Governor in Council may direct that any insurance company which is organized in or under the laws of any such country or state, or has its head or principal office therein, and which transacts insurance business in Ontario, shall pay in addition to the tax imposed by clauses (a) and (b) of

this

this subsection, a tax calculated on the gross premiums received by the company or in respect of the business transacted in Ontario during the preceding year, but so that such increase shall not exceed the equivalent of the extra tax or license fee or both imposed in such country or state.

(e) In estimating the amount of the tax payable under this Act by an insurance company every premium which

i. is by the terms of the policy or a renewal thereof or otherwise payable in Ontario; or

ii. is paid in Ontario; or

iii. is payable upon or in respect of a risk undertaken in Ontario; or

iv. is payable in respect of insurance of a person or property resident or situate in Ontario at the time of payment, whether such premium is earned wholly or partly in Ontario or elsewhere and whether the business is transacted in respect of such policy or the payment of such premium is made wholly or partly within Ontario or elsewhere, shall be deemed to be a premium in respect of business transacted in Ontario.

(f) The chief agent in Ontario, under *The Ontario Insurance Act*, of an extra-provincial insurance company, and every other insurance company, shall keep a separate book or set of books in which shall be entered the premiums mentioned in clause (e) of this subsection, and all other income of the company in respect of business transacted in Ontario, and in default the company shall incur a penalty equal, in the case of a life insurance company, to one and three-quarters per cent., and in the case of every other insurance company to one per cent. on the total gross premiums and other gross income of the company.

Rev. Stat.  
c. 183.

## LOAN COMPANIES.

Loan  
companies.

(4) Every loan company shall pay a tax as follows,—

Paid-up  
capital.

(a) A company with fixed or permanent paid-up capital, one-eighth of one per cent. on the paid-up capital thereof, but in no case less than \$100;

Terminat-  
ing  
capital.

(b) A company having terminating or withdrawable capital, as well as fixed or permanent capital, one-eighth of one per cent. on such paid-up terminating or withdrawable capital after the first \$100,000, in addition to the amount payable under clause (a);

Ib.

(c) A company having terminating or withdrawable capital only, one-eighth of one per cent. of such paid-up terminating or withdrawable capital after the first \$100,000.

## TRUST COMPANIES.

Trust  
companies.

(5) Every trust company shall pay a tax of one-quarter of one per cent. on the paid-up capital thereof up to \$100,000 and \$100 on every additional \$100,000 or fraction thereof of paid-up capital, and in addition thereto a tax of one per cent. calculated on the gross annual income of the company on business transacted within Ontario.

Capital and  
gross  
income.

## RAILWAYS.

Railways.

(6) Every company owning, operating or using a railway shall pay a tax of \$60 per mile for one track, and, where the line consists of two or more tracks, of \$40 per mile for each additional track, owned, operated or used in any organized municipality; and of \$40 per mile for one track, and, where the line consists of two or more tracks, of \$20 per mile for each additional track, in territory without municipal organization; provided that a company owning, operating or using a railway which, either by itself or in conjunction with any other railway leased by it or to which it is leased or with which it is amalgamated or together with which it forms one system does not exceed 150 miles in length from terminus to terminus shall, in lieu of such tax, pay a tax of \$15 per mile for one track, and, where the line consists of two or more tracks, of \$5 per mile for each additional

Mileage.

track

track, and where the railway or system does not exceed 30 miles in length from terminus to terminus a tax of \$10 per mile for one track and \$5 per mile for each additional track.

- (a) Both the company owning the railway and the company operating or using it shall be jointly and severally liable for the payment of the amount of the tax to the Treasurer, but the total amount payable in respect of any railway shall not exceed the amounts above respectively mentioned, notwithstanding that the railway is owned, operated or used by more than one company. Company owning and company operating liable.
- (b) The measurement of track for the purposes of this subsection shall not include switches, spurs or sidings. Exception.
- (7) In addition to the tax imposed by subsection 6 every company owning, operating, or using a railway which, either by itself, or in conjunction with any other railway leased by it or to which it is leased or with which it is amalgamated or together with which it forms one system, exceeds 150 miles in length from terminus to terminus, shall pay a tax of \$25 per mile for one track, and where the line consists of two or more tracks of \$20 per mile for each additional track owned, operated or used by the company. Additional tax.
- (a) Clauses (a) and (b) of subsection 6 shall apply to the tax imposed by this subsection as well as to the tax imposed by subsection 6. Clause a and b of subs. 6, not to apply.
- (b) Section 23 shall not apply to the tax imposed by this subsection. s. 23, not to apply.

#### STREET RAILWAYS.

- (8) Every company owning, operating or using a street railway or part thereof in a city for the carriage of passengers shall pay for each mile of track within the city a tax of Street railways.
- (a) \$20, when such mileage does not exceed twenty miles; Mileage.
- (b) \$35, when such mileage exceeds twenty miles, but does not exceed thirty miles;

(c)

(c) \$45, when such mileage exceeds thirty miles, but does not exceed fifty miles;

(d) \$60, when such mileage exceeds fifty miles.

Double  
track.

Exception.

The mileage shall be computed on the single track, each mile of double track to be counted as two miles of single track; but in computing mileage, switches, sidings, tracks into car stables or car sheds, Y's, and curves, or any portion of track not in general use for passenger traffic shall not be counted.

Gross  
earnings.

(9) Every such company shall pay in addition a tax calculated at one per cent. of the net earnings of the railway in the city, to be determined in case of a company owning, operating or using part of its line in another municipality by the proportion of the mileage in the city to the whole of the mileage owned, operated or used by the company.

(a) In this subsection "net earnings" shall mean the balance of all revenues and receipts of the company from the operation of its railway in the city after deducting the working expenditure of the railway as defined by *The Ontario Railway Act* and any part of such revenue and receipts payable to the corporation of the city, under any agreement or statute for the franchise of the railway either upon mileage or as the corporation's share of the gross or net receipts or earnings of the company.

#### TELEGRAPH COMPANIES.

Telegraph  
companies.

On amount  
invested.

(10) Every company owning, operating or using a line or a part of a line of telegraph within Ontario for gain shall pay a tax of one-fifth of one per cent. upon the total amount of money invested by the company on such line or part thereof or the works and plant connected therewith. Provided that a company owning and a company operating or using any such line or part thereof shall be jointly and severally liable for the payment of the said tax, but the total amount payable in respect of any such line or part of line shall not exceed the amount above mentioned notwithstanding that the line or part thereof is owned, operated or used by more than one company.

## TELEPHONE COMPANIES.

- (11) Every company owning, operating or using a tele-<sup>Telephone</sup> phone line or part thereof in Ontario for gain <sup>companies.</sup> shall pay a tax of one-quarter of one per cent. <sup>On capital</sup> upon the paid-up capital thereof, provided the <sup>stock.</sup> amount thereof shall not be less than \$50 and not otherwise.

## GAS AND ELECTRIC COMPANIES.

- (12) Every gas company and every electric company or <sup>Gas and</sup> company supplying or dealing in light or power <sup>electric</sup> by gas or electricity in a city shall pay a tax of <sup>companies</sup> one-tenth of one per cent. on the paid-up capital <sup>in cities</sup> thereof, and every gas company and every elec- <sup>on capital</sup> tric company or company supplying or dealing in light or power by gas or electricity shall pay a tax of one-half of one per cent. calculated on <sup>Exception</sup> the net revenue of the company earned within <sup>as to</sup> Ontario, but this shall not apply to any gas or <sup>municipal</sup> electric works owned and operated by a muni- <sup>works.</sup> cipal corporation.

- (a) In estimating the net revenue of a company within the meaning of this subsection no deduction shall be made for dividends or interest payable upon the shares or securities issued by the company but allowance shall be made for any annual fixed sum or share of profits payable to a municipal corporation for the franchise of the company under any agreement or statute.

## EXPRESS COMPANIES.

- (13) Every express company operating over a railway <sup>Express</sup> in Ontario shall pay a tax of \$800 for each one <sup>companies.</sup> hundred miles or fraction thereof. <sup>On mileage.</sup>

## CAR COMPANIES.

- (14) Every company transacting business in Ontario <sup>Car</sup> by leasing or hiring sleeping, parlour, dining, <sup>companies.</sup> refrigerator, oil, coal, or fruit cars run upon or used by any railway within Ontario, shall <sup>On amount</sup> pay a tax of one-half of one per cent. upon the <sup>invested</sup> money invested in such cars so in use in Ontario. <sup>in cars.</sup>

## RACE TRACK MEETINGS.

Race track  
meetings.

- (15) Every incorporated company, association or club owning or operating or using a race track and holding a race meeting, shall pay in advance before such race meeting a license fee of \$500 for each day of such meeting, and in default of such payment the Provincial police may under instructions from the Treasurer, stop all racing upon such track until the said tax is paid.

License fee.

"Race  
meeting,"  
meaning of.

- (a) In this subsection the word "race meeting" shall mean a series of trotting, pacing, running, or mixed trotting, pacing, or running races for horses, held for not less than five or more than seven days within any period of fourteen consecutive days, or if held less than five days where the number of running races exceeds one in each day.

Driving,  
running or  
trotting  
races.

- (16) Every incorporated company, association or club owning, operating or using a driving, running or trotting track, and holding a race meeting, shall pay in advance before such meeting a license fee of \$10 for each day on which such meeting continues, and in default of such payment the Provincial police may, under instructions from the Treasurer, stop all racing on said tracks until such tax is paid.

License fee.

"Race  
meeting,"  
meaning of.

- (a) In this subsection the word "race meeting" shall mean a series of trotting and pacing or mixed trotting, pacing, and running races for horses which continue for not more than four days in a period of not more than ten consecutive days, and where the number of running races shall not exceed one in each day.

Treasurer  
may issue  
license.

- (17) On receiving the license fee referred to in subsections 14 and 15 the Treasurer may issue a license imposing such restrictions and subject to such conditions as the Lieutenant-Governor in Council may by regulation determine and every such incorporated company, association or club which violates such restrictions and conditions or any of them, shall be liable to have all racing forthwith stopped upon its track by the Provincial police acting under instructions from the Treasurer.

3. *The Corporations Tax Act* is amended by inserting <sup>Rev. Stat. c. 27,</sup> therein the following section:— <sup>amended.</sup>

6a. The profits or gross or net revenue or earnings of <sup>How profits, etc.,</sup> any company in respect of which the amount of <sup>to be</sup> any tax imposed by this Act shall be calculated, <sup>estimated.</sup> shall be the profits or gross or net revenue or earnings for the fiscal year of the company ending on or before the 31st day of December next preceding the year for which the tax is imposed.

4. Sections 1 to 3 shall apply to and govern the taxes for <sup>Application of ss. 1-3.</sup> the present year which shall be payable on the 1st day of October, 1914.

5. *The Corporations Tax Act* is amended by adding there- <sup>Rev. Stat. c. 27,</sup> to the following section: <sup>amended.</sup>

12a.—(1) Every corporation or company shall make an <sup>Returns as to transfers of stocks, etc.</sup> annual return to the Treasurer showing every sale, transfer or assignment of shares, or debenture stock issued by such corporation or company, made or carried into effect in Ontario, together with the amount of transfer tax collected.

(a) In the case of a company the shares or debenture stock of which are sold and transferred upon an incorporated stock exchange, the Treasurer may accept a return showing the total amount of such sales, transfers or assignments and the total amount of the transfer tax collected, in lieu of the return required by this subsection.

(2) Such return shall be verified by the affidavit of the <sup>Verification of returns.</sup> president and secretary, and if there are no such officers, or they, or either of them are, or is, at the proper time out of Ontario or otherwise unable to make the same, by the affidavit of the president or secretary and one of the directors, or two of the directors, as the case may require, and if the president or secretary does not make or join in the affidavit the reason therefor shall be stated in the substituted affidavit.

(3) Such return and affidavit verifying the same shall <sup>Returns to be sent with returns under Rev. Stat., cc. 178, 179.</sup> form part of and be attached to the annual summary or return required under *The Ontario Companies Act* and *The Extra Provincial Corporations*

*porations Act* and shall be forwarded to the Provincial Secretary on or before the 5th day of February in each year.

Penalty.

- (4) If a corporation or company makes default in complying with the provisions of this section, the corporation or company shall incur a penalty of \$20 for every day during which the default continues, and every director, manager or secretary of the corporation or company who wilfully authorizes or permits such default shall incur the like penalty, but such penalties shall be recoverable only by action at the suit of the Crown or of a private person suing on his own behalf with the written consent of the Attorney-General.

## CHAPTER 12.

## An Act respecting the Export of Pulpwood.

*Assented to 1st May, 1914.*

**W**HEREAS it has been shown that by reason of severe Preamble.  
 windstorms large quantities of spruce and other timber  
 suitable for manufacturing pulp have been blown down and  
 will be destroyed unless speedily cut; and whereas the market  
 for pulpwood in Canada is at present seriously congested and  
 it is represented on behalf of the holders of licenses or agree-  
 ments to cut such pulpwood timber that it is not likely that  
 any sales thereof will be made during the current season in  
 Canada and that in consequence such holders will be put to  
 great loss and expense if the observance of "The Manufactur-  
 ing Condition" as required by section 6 of *The Crown Timber*  
*Act* is insisted upon; and whereas it is expedient to give  
 relief to such holders by temporarily suspending the operation  
 of "The Manufacturing Condition" as contained in Schedule  
 "B" of the said Act;

Therefore His Majesty, by and with the advice and con-  
 sent of the Legislative Assembly of the Province of Ontario,  
 enacts as follows:—

1. The Minister of Lands, Forests and Mines is hereby Authority  
to suspend  
manufactur-  
ing con-  
dition.  
 authorized to suspend the operation of "The Manufacturing  
 Condition" for such period as to him may seem proper within  
 the current season of 1914 so as to permit the exportation of  
 pulpwood during such period without incurring the penalties  
 prescribed by said Schedule "B."

## CHAPTER 13.

An Act respecting the Purchase of Timber  
Limits of The Pembroke Lumber Company*Assented to 1st May, 1914.*

Preamble.

**W**HEREAS it is desirable in the interest of the conservation of timber and to promote reforestation to increase the areas reserved for park purposes free from private ownership, and to retain the timber thereon for future public use, especially when the lands are unsuitable for settlement; and whereas The Pembroke Lumber Company has offered and agreed to sell and release to the Government free from encumbrances all their right, title and interest of every nature and kind whatsoever of, in, or to, the licenses and each and every of them and the lands, timber and premises covered thereby, particularly set forth in the schedule hereto, for the price or sum of \$185,000; and whereas it is expedient that such purchase should be made by the Government and the territory added to the Algonquin Provincial Park;

- Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Minister  
authorized  
to purchase  
rights of  
Pembroke  
Lumber Co.

1. The Minister of Lands, Forests and Mines is hereby authorized and empowered on behalf of the Government to purchase and acquire all the right, title and interest of every nature and kind whatsoever of The Pembroke Lumber Company, in the lands, timber and premises, and in the timber licenses mentioned or set forth in the schedule hereto at a price or sum not exceeding the sum of \$185,000, to be payable out of the Consolidated Revenue Fund, together with any sum that may be paid to the Crown in respect of such licenses for ground rent or otherwise after the 31st day of May, 1914, so far as such ground rent has been paid in respect of any period beyond the date of such purchase.

## SCHEDULE.

Memorandum of Licenses of the Pembroke Lumber Company, showing the areas situated inside the territory recently added to the Algonquin National Park.

License No. Season	Township.	Area. (Sq. miles)
1910-11.		
No. 57	Fitzgerald. . . . .	9
No. 62	Fitzgerald. . . . .	3½
No. 53	White. . . . .	7
No. 55	White. . . . .	¼
Pt. No. 56	Fitzgerald. . . . .	3
Pt. No. 60	Fitzgerald. . . . .	6
Pt. No. 61	Fitzgerald. . . . .	20½
Pt. No. 58	Fitzgerald, Edgar, White . . . . .	19
Pt. No. 54	Edgar, White. . . . .	29
No. 52	Edgar, White . . . . .	27
No. 51	Bronson, Edgar, Stratton . . . . .	52
No. 40	Stratton, Barron, Bronson . . . . .	40
Pt. No. 44	Stratton, Bronson . . . . .	6½
Pt. No. 41	Stratton, Master . . . . .	6
No. 49	Stratton, Master, Guthrie and Barron. . . . .	50
Pt. No. 43	Master. . . . .	13
No. 50	Master. . . . .	12
Pt. No. 48	Stratton, Master . . . . .	3
		<hr/>
		306¾

Toronto, March 10th, 1914.

## CHAPTER 14.

## An Act to amend The Mining Act of Ontario

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title     **1.** This Act may be cited as *The Mining Amendment Act, 1914.*

Rev. Stat.,  
c. 32, s. 59,  
amended.     **2.** Section 59 of the said Act is amended by adding thereto the following subsection:—

Misdescription when not to invalidate claim.     (5) Where it appears that there has been an attempt made in good faith to comply with the provisions of this Act, the inclusion of more or less than the prescribed area in a mining claim, or the failure of the licensee to describe or set out in the application, sketch or plan furnished to the recorder the actual area or parcel of land staked out shall not invalidate the claim.

Rev. Stat.,  
c. 32, s. 78,  
ss. 1,  
amended.     **3.**—(1) Subsection 1 of section 78 of the said Act is amended by inserting after the word “perform” in the second line the words “or cause to be performed.”

Ib., ss. 3,  
amended.     (2) Subsection 4 of the said section is amended by inserting after the word “done” in the third line the words “or caused to be done.”

Rev. Stat.,  
c. 32, s. 85,  
repealed.     **4.** Section 85 of the said Act is repealed and the following substituted therefor:—

Forfeiture of claims, when relief may be granted.     **85.**—(1) Where compliance with any of the requirements mentioned in section 84 has been prevented by pending proceedings, or incapacity from illness of the holder, or other good cause shown, the Commissioner within three months after

after default may upon such terms as he may deem just, make an order relieving the person in default from the forfeiture or loss of rights, and upon compliance with the terms, if any, so imposed, the interest or rights forfeited or lost shall revert in the person so relieved, but as a term of such order in the case mentioned in clause (a) of subsection 1 of section 84 the holder of the claim shall obtain a special renewal license, which shall be so marked and which shall be issued only on payment of twice the prescribed license fee, and in the case mentioned in clause (d) of the said subsection the holder shall file a proper report and pay therewith a special fee of \$25.

- (2) The Recorder, upon any forfeiture or abandonment of or loss of rights in a mining claim, shall forthwith enter a note thereof, with the date of entry, upon the record of the claim and mark the record of the claim "Cancelled," and shall forthwith post up in his office a notice of cancellation.

5. Section 86 of the said Act is amended by inserting after the word "Minister" in the second line thereof the words "and the report of the Commissioner."

Rev. Stat.,  
c. 32, s. 86,  
amended.  
Relief by  
Lieutenant-  
Governor in  
Council.

6. Subsection 2 of section 106 of the said Act is amended by striking out the words "three years and six months" in the second line and substituting therefor the words "four years."

Rev. Stat.,  
c. 32, s. 106,  
ss. 2,  
amended.  
Application  
for patent,  
time for  
making.

7.—(1) Section 164 of the said Act is amended by adding as Rule 32a the following:—

Rev. Stat.,  
c. 32, s. 164,  
amended

32a. All cages or skips used for lowering or raising men shall be constructed as follows:—

Cages or  
skips, how  
to be con-  
structed.

- (a) The hood shall be made of steel plate not less than three-sixteenths of an inch in thickness;

Hood.

- (b) The cage shall be provided with sheet iron or steel side casing not less than one-eighth of an inch in thickness, or with a netting composed of wire not less than one-eighth of an inch in diameter, and with doors made of suitable material;

Casing or  
netting

- (c) The doors shall extend at least five feet above the bottom of the cage, and shall be closed when lowering or hoisting men;

Doors.

(d)

Overhead  
bars for  
handholds.

(d) The cage shall have overhead bars so arranged as to give every man an easy and secure handhold;

Safety  
catch.

(e) The safety appliances shall be of sufficient strength to hold the cage or skip with its maximum load at any point in the shaft;

Operating  
chairs  
by lever.

(f) The cage shall not have chairs attached thereto which are operated by a lever through or from the floor.

Commence-  
ment of  
section.

(2) This section shall come into force on the 1st day of January, 1915.

## CHAPTER 15.

## An Act respecting Radium

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Radium Act*. Short title.
2. "Radium" shall mean all deposits of carnotite, pitchblende or other ores or substances containing radium in sufficient quantity for commercial extraction. "Radium," meaning of.
3. The Lieutenant-Governor in Council may direct the payment out of the Consolidated Revenue Fund of a reward not exceeding \$25,000 to the first person proving to the satisfaction of the Lieutenant-Governor in Council that he has discovered radium in the Province of Ontario. Reward of \$25,000 for discovery of radium authorized.
4. Where radium is found on any lands now the property of the Crown but which may hereafter be staked out under *The Mining Act of Ontario*, located or sold under *The Public Lands Act*, or otherwise disposed of, the owner thereof shall prospect for, develop and work the deposit or deposits thereof with reasonable diligence and continuously, and shall sell and deliver to the Crown all radium obtained therefrom, for which the said owner shall be paid such sum or sums as may be fixed in conformity with this Act, and on the failure or neglect of such owner to so develop and work such deposit or deposits for a period of four months, or to sell and deliver to the Crown the radium obtained therefrom, the Lieutenant-Governor in Council may declare all radium in such lands to be forfeited to the Crown, and upon the filing in the office of the Registrar of Deeds or the Local Master of Titles, as the case may be, of a certified copy of the order making such declaration, all radium in such lands shall vest in the Crown absolutely freed and discharged from any other right, interest or title whatsoever, together with the right to enter upon, dig for, work and remove all radium on or in the said lands, and to do all acts necessary or incidental thereto. Powers of Lieutenant-Governor in Council Reservation of radium. Rev. Stat. cc. 28, 32

Rules and regulations.

5. Where radium has been vested in the Crown under the next preceding section or where it occurs on Crown lands staked out and recorded under section 42 of *The Mining Act of Ontario*, the Lieutenant-Governor in Council may make rules and regulations for working, recovering, treating and disposing of the same, or the product or products thereof.

Rev. Stat. c. 32.

Powers of Lieutenant-Governor in Council.

6. The Lieutenant-Governor in Council may:—

Purchasing of radium-bearing lands.

(a) Purchase and acquire on behalf of the Province any radium-bearing lands not the property of the Crown, or any specified interest therein, or the right to work the same for radium or radium products, on such terms as he may deem proper, subject to the approval and ratification of the Assembly,

Works for treatment of radium.

(b) Erect, maintain and operate works for the treatment of radium or radium products and the preparation of the same for curative, medicinal or other purposes, and sell or dispose of the product at such prices as he may fix,

Fixing price to be paid by Crown.

(c) From time to time fix and determine the price to be paid for radium offered or sold to the Crown, and if he thinks proper may advertise such price by notice published in the *Ontario Gazette*.

Suspending requirements.

(d) Suspend for such period as he may think proper the requirement for the continuous development and working of any lands for radium as herein provided,

Permitting sale to other persons.

(e) Permit the sale and delivery to any other person of any radium required by this Act to be offered to the Crown,

Expenditure of appropriation.

(f) Under the direction of the Minister of Lands, Forests and Mines expend moneys appropriated for any or all of the purposes of this Act.

Order-in-Council to be laid before Assembly.

7. Every Order-in-Council, rule or regulation made under this Act shall be published in the *Ontario Gazette*, and shall take effect from the date of the first publication thereof, and if made during a session of the Legislature shall be laid before the Assembly during the then session, and if made at any other time shall be laid before the Assembly within the first fifteen days of the session next after the date thereof; and in case the Assembly at such

Disapproval.

session,

session, or if the session does not continue for three weeks after any such Order-in-Council, rule or regulation is laid before the Assembly, at the ensuing session, disapproves by resolution of any such Order-in-Council, rule or regulation, either wholly or in part, the Order-in-Council, rule or regulation so far as the same is disapproved shall have no effect from the time such resolution is passed.

## CHAPTER 16.

An Act to amend The Power Commission Act  
and to Confirm certain Municipal By-laws and  
Contracts.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

**Short title.**     **1.** This Act may be cited as *The Power Commission Act, 1914.*

Rev. Stat.  
c. 39, s. 5,  
subs. 2,  
amended.  
Remunera-  
tion of  
Chairman.

**2.** Subsection 2 of section 5 of *The Power Commission Act* is amended by striking out the words “such salary or other remuneration” in the third and fourth lines and inserting in lieu thereof the words “the payment to him of any salary or other remuneration under this Act.”

Rev. Stat.  
c. 39, s. 8,  
amended.

**3.** Section 8 of *The Power Commission Act* is amended by adding thereto the following as clause (ee):—

Acquiring  
flooded  
lands on  
behalf of  
municipal-  
ity.

(ee) Enter upon, take and use, without the consent of the owner thereof, any land which may in the opinion of the Commission be necessary for the full enjoyment and exercise of any water right, water privilege or improvement undertaken by the Commission or by any municipal corporation or for the relief of the municipal corporation from liability for damages for the flooding or overflowing of such lands, but the proceedings taken under this clause shall be at the sole expense of the municipal corporation, and the Commission may convey the land so acquired to the corporation or make such other disposition thereof with the consent of the corporation as may be deemed expedient.

4. Clause (c) of section 23 of *The Power Commission Act* Rev. Stat. c. 39, s. 23, cl. c, amended. Contribution by municipalities. is amended by adding at the end thereof the words "and such sum not exceeding \$15,000 per annum as the Lieutenant-Governor in Council may direct to be paid to the Chairman and other members of the Commission as remuneration for their services in addition to any sum payable to them out of the Consolidated Revenue Fund."

5. *The Power Commission Act* is amended by inserting therein the following as Part IIa. Rev. Stat. c. 39, amended.

## PART IIa.

### SUPPLY OF POWER FOR STREET LIGHTING IN TOWNSHIPS.

30a.—(1) A majority of the resident freeholders according to the last revised assessment roll, residing within the area described in the petition and situated in the township, may petition the council of the township to take the necessary proceedings to procure from the Commission a supply of electrical power or energy for the purpose of lighting the streets or roads in the locality described in the petition. Petition of residents in a locality for supply for street lighting.

(2) The petition shall be accompanied by the certificate of the clerk of the township stating that the petition is signed by a majority of the resident freeholders in the locality described in the petition as shown by the last revised assessment roll. Certificate as to sufficiency.

30b.—(1) The council of the corporation shall thereupon request the Commission to supply electrical power or energy for the purposes mentioned in the petition. Application by council to the Commission.

(2) Upon such request the Commission shall furnish to the corporation an estimate of the maximum cost per horse power at which the electrical power or energy will be supplied at the point of development or delivery by the Commission, and an estimate of the cost of constructing and providing the transmission lines by means of which the amount of electrical power or energy is to be supplied and of maintaining the same, and may furnish to the corporation plans and specifications of the works, plant, machinery and appliances necessary for the distribution of such power or energy for the purpose of lighting the streets Estimates, etc. of cost to be furnished.

or roads in the locality defined in the petition and an estimate of the cost thereof and such other information as the commission may deem advisable.

Consideration of the estimates, plans, etc., by the Council.

30c.—(1) Within one month after the delivery of the statements and estimates mentioned in the next preceding section the council shall at a special meeting called for that purpose, of which notice shall have been given to each of the petitioners, consider the statements and estimates furnished by the Commission.

Withdrawal of petitions.

(2) If at such meeting the petitioners or any of them desire to withdraw their names from the petition they may do so and should the remaining names be insufficient to constitute a majority of the resident freeholders in the locality described in the petition, no further proceedings shall be taken thereon.

Power of council to pass a by-law authorizing contract.

(3) If at the close of the meeting there are sufficient names remaining of the petitioners to constitute a majority of the resident freeholders in the locality described in the petition, the corporation may, without submitting the same to a vote of the electors, and without any of the other formalities in the case of a by-law passed under Part I pass a by-law for entering into a contract with the Commission for the supply of electrical power or energy for the purposes required by the petitioners and may enter into a contract with the Commission for that purpose.

Issue of debentures.

(4) The by-law may provide for the issue of debentures of the corporation payable within twenty years from the issue thereof to meet the cost of construction and installation of the works, plant, machinery and appliances necessary for the distribution of the electrical power or energy, and for the levying of a special rate upon the taxable property within the locality described in the petition for payment of principal and interest in the manner provided by *The Municipal Act*.

Rev. Stat. c. 192.

Special rate on property affected.

(5) All moneys required to meet the costs incurred by the corporation under this Part shall be raised, levied and collected by an annual special rate upon the taxable property lying within the locality described in the petition.

30d. All the provisions of Part I as to the annual payments to be made by corporations which have entered into contracts with the Commission shall apply to the contracts entered into under this Part.

Annual payments to the Commission.

6. Subsection 1 of section 37 of *The Power Commission Act* is amended by adding thereto the following clause:

Rev. Stat. c. 39, s. 37, subs. 1.

(c) The organization of the office of inspector, the qualification and duties of inspectors, and the form of the municipal by-law respecting the appointment of inspectors and prescribing such qualification and duties.

As to appointment of Inspector.

7. Section 37 of *The Power Commission Act* is amended by adding thereto the following subsections:—

Rev. Stat. c. 39 s. 37, amended.

(3) Where a municipal corporation refuses to appoint or in the opinion of the Commission unnecessarily delays the appointment of an inspector in accordance with the regulations, the Commission may make the appointment and fix the amount of the salary and allowance for necessary expenses of the inspector and the same shall be payable by the municipal corporation.

Inspector, appointment of, by the Commission where municipality neglects.

(4) An inspector may be authorized by the Commission to act in more than one municipality and in that case the salary and expenses of the inspector shall be apportioned by the Commission between the corporations of the municipalities for which he is appointed and shall be payable by them as the Commission shall direct.

Authority of Inspector as to territory.

Expense in such case.

(5) Every appointment of an inspector by a municipal corporation shall be subject to the approval of the Commission and no by-law for that purpose shall be passed or take effect until such approval has been obtained.

Appointments must be approved.

(6) A municipal corporation may by by-law impose such fees as may be thought proper for the inspection of works under this section, but the same shall at all times be subject to the approval of the Commission.

Fees for Inspector.

8. The municipal corporation of the Town of Walkerville, the municipal corporation of the Town of Strathroy, the municipal corporation of the Village of Elora, the municipal corporation of the Village of Fergus, the municipal corporation of the Village of New Toronto, and the municipal corporation

Certain municipal corporations made parties to contract. 9 Edw. VII. c. 19.

10 Edw. VII.  
c. 16.  
1 Geo. V.  
c. 16.

poration of the Police Village of Thorndale, are added as parties of the second part to the contract set out in Schedule "A" to *The Power Commission Act, 1909*, as varied and confirmed by the said Act, and as further varied and confirmed by the Act passed in the tenth year of the reign of His late Majesty King Edward the Seventh, chaptered 16, as amended by the Act passed in the first year of the reign of His Majesty, King George the Fifth, and as amended by this Act, and the said contracts shall be binding upon the parties thereto respectively:

As to the Town of Walkerville, from the 16th day of December, 1913;

As to the Town of Strathroy, from the 2nd day of March, 1914;

As to the Village of Elora, from the 10th day of November, 1913;

As to the Village of Fergus, from the 10th day of November, 1913;

As to the Village of New Toronto, from the 18th day of July, 1913;

As to the Police Village of Thorndale, from the 1st day of July, 1913.

Names of  
corpora-  
tions  
added to  
contract.

9. The names of the said municipal corporations are added to Schedule "B" of the said contract, and such schedule shall be read as containing the particulars set out in Schedule "A" to this Act.

Contracts  
with  
Prescott,  
Brockville,  
Winchester,  
Chester-  
field,  
Owen  
Sound and  
Ottawa  
confirmed

10. The contracts set out as Schedules "B," "C," "D," "E," "F" and "G" hereto, between the Hydro-Electric Power Commission of Ontario and the Corporations of Prescott, Brockville, Winchester, Chesterville, Owen Sound and Ottawa are hereby confirmed and declared to be legal, valid and binding upon the parties thereto, respectively, and shall not be open to question upon any grounds whatsoever, notwithstanding the requirements of *The Power Commission Act*, or the amendments thereto or any other statute.

Rev. Stat.  
c. 39.

By-laws  
of Walk-  
erville,  
Strathroy,  
Elora,  
Fergus,  
West Nis-  
souri, Owen  
Sound,  
Prescott,  
Brockville,  
Winchester,  
Chester-  
ville, and  
New Tor-  
onto  
confirmed.

11. By-law No. 499 of the corporation of the Town of Walkerville, By-law No. 827 of the corporation of the Town of Strathroy, By-laws Nos. 522 and 525 of the corporation of the Village of Elora, By-law No. 475 of the corporation of the Village of Fergus, By-laws Nos. 229 and 239 of the corporation of the Township of West Nissouri, By-law No. 1523 of the corporation of the Town of Owen Sound, By-law No. 651 of the corporation of the Town of Prescott, By-law No. B. 828 of the corporation of the Town of Brockville,

By-laws

By-laws Nos. 316 and 322 of the corporation of the Village of Winchester, By-laws Nos. 218 and 224 of the corporation of the Village of Chesterville, By-laws Nos. 11 and 14 of the corporation of the Village of New Toronto are confirmed and declared to be legal, valid and binding upon such corporations and the ratepayers thereof, respectively, and shall not be open to question upon any ground whatsoever, notwithstanding the requirements of *The Power Commission Act* Rev. Stat. c. 39. or the amendments thereto or of any other statute.

**12.** Notwithstanding anything contained in *The Municipal Act* By-law number 1353 of the City of Windsor is amended by striking out the paragraph numbered 3 therein and substituting therefor the paragraph numbered 3 in the by-law as set out in Schedule "H" to this Act, and the said by-law as so amended is confirmed, and the debentures to be issued thereunder shall be issued and bear date and be payable as provided in the said by-law as so amended, and as so issued shall be legal, valid and binding upon the corporation of the City of Windsor and the ratepayers thereof. By-law 1353 of Windsor amended and confirmed.

#### SCHEDULE "A."

Additions to Schedule "B" to the contract set out in Schedule "A" to 9 Edward VII. c. 19.

Name of Municipal Corporation.	Maximum price of power at Niagara Falls.	No. of Volts.	Quantity of power applied for in H.P.	Estimate of maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer stations and works for nominally 30,000 H.P. with total capacity of 60,000 H.P.	Estimate of proportionate part of line loss and of part cost to operate, maintain, repair, renew and insure transmission line, transformer stations and works for nominally 30,000 H.P. with total capacity of 60,000 H.P.
Walkerville ... ..	..	..	1,500	\$38.00	\$428,190	\$18,665
Strathroy ....	..	..	200	44.07	63,716	3,319
Elora .....	..	..	200	33.97	42,294	2,541
Fergus .....	..	..	200	33.97	42,294	2,541
New Toronto..	..	..	50	28.00	8,076	482
Thorndale ...	..	..	80	45.00	23,548	1,515

## SCHEDULE B.

This Indenture made this twenty-sixth day of July, A.D. 1912, between the Hydro-Electric Power Commission of Ontario, acting herein on its own behalf and with the approval of the Lieutenant-Governor-in-Council (hereinafter called the Commission), party of the First Part, and the Municipal Corporation of Prescott (hereinafter called the Corporation), parties of the Second Part.

Whereas pursuant to "An Act to provide for transmission of electrical power to Municipalities," and the amendments thereto, the Corporation applied to the Commission to transmit and supply such power, and the Commission has entered into contracts with a Company or Companies for the supply of such power at the prices set forth in the schedule, hereto attached, and the Commission has furnished the Corporation with estimates, as shown in the schedule of the total cost of such power, and the electors of the Corporation assented to By-laws authorizing the Corporation to enter into a contract with the Commission for such power, and the Commission have estimated the line loss and the cost to construct, operate, maintain, repair, renew and insure a line to transmit such power to the Corporation, and have apportioned the part of such cost to be paid by each Corporation as shown in said schedule.

Now therefore this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation herein set forth, subject to the provisions of said Act and the amendments thereto, and of the said contracts subject to any variations thereof by the Corporation, the Commission agrees with the Corporation respectively:—

1. (a) To construct a line to transmit the quantities of electric power, shown in column 2 of the said schedule to the Corporation shown in column 1 respectively.

(b) On the 1st day of December, 1912, or on any earlier day on which the Commission shall be prepared to supply said power in quantities set forth in column 2 of said schedule to the Corporation within the limits thereof, ready for distribution at approximately the number of volts set forth in column 4 of said schedule, and approximately 60 cycles per second frequency.

(c) At the expiration of three months' written notice, which may be given by the Corporation or any of them from time to time during the continuance of this agreement, to supply from time to time to the Corporation in blocks of not less than 100 horse power each, additional power until the total amount so supplied shall amount to 15,000 horse power or such further amount as the Commission may be able and willing to supply.

(d) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

In consideration of the premises and of the agreements herein set forth each of the Corporations for itself, and not one for the other, agrees with the Commission:—

2. (a) Subject to the provisions of paragraph 2 (g) hereof, to pay to the Commission for the quantities of power shown in column 2 of said schedule to be supplied as aforesaid from the date when the Commission notifies the Corporation that it is ready to supply such power, and for all additional power held in reserve upon any of the above mentioned notices from the respective dates thereof until the termination of this agreement, the price set forth in column 3 of said schedule in twelve monthly payments, in gold coin

of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fourth and paid by the Corporation on or before the fifteenth of each month. If any bill remains unpaid for 15 days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of such power to the Corporation in default until said bill is paid. No such discontinuance shall relieve the Corporation in default from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(b) To take electric power exclusively from the Commission during the continuance of this agreement; provided, if the Commission is unable to supply said power as quickly as required, the Corporation may obtain the supply otherwise until the Commission has provided such supply, thereupon the Corporation shall immediately take from the Commission; and the Corporation may generate, store or accumulate electric power for emergencies, or to keep down the peak load of the power taken from the Commission; and nothing herein contained shall affect existing contracts between the Corporation and other parties for a supply of electric power, but the Corporation shall determine said contracts at the earliest date possible.

(c) To pay, annually, interest at four per cent. per annum upon its proportionate part of the moneys expended by the Commission on capital account for the construction of the said line, transformer stations and other necessary works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9.

(d) To pay an annual sum for its proportionate part of the cost of the construction of said line, stations and works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9, so as to form in thirty years a sinking fund for the retirement of the securities to be issued by the Province of Ontario.

(e) To bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said line, stations and works, shown, respectively, in column 7 of said schedule, subject to adjustment under paragraph 9.

(f) To keep, observe and perform the covenants, provisos and conditions set forth in said contracts, intended by the Commission and the Company to be kept and observed and performed.

(g) To pay as a minimum for three-fourths of the power to be supplied at said date and of the power held in reserve upon any of the said notices, whether the said power is taken or not; and when the greatest amount of power taken for twenty consecutive minutes in any month shall exceed during such twenty minutes three-fourths of the amount to be supplied and held in reserve for pay for this greater amount during that entire month; the amount payable for a month being one-twelfth part of the annual rate applicable to the horse power in question. When the power factor of the greatest amount of power taken for said twenty minutes falls below 90 per cent., the Corporation shall pay for 90 per cent. of said power divided by the power factor.

(h) To take no more power than the amount to be supplied and held in reserve at said date and upon said notices, as per paragraph 1 (c).

(i) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and the Company.

3. If, as therein provided, the said contracts are continued until nineteen hundred and forty-two (1942) this agreement shall remain in force until that date.

4. (a) Said power shall be three-phase, alternating, commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6 hereof, and shall be measured by curve-drawing meters, subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply and the holding in reserve of all power involved herein, and the fulfilment of all operating obligations hereunder; the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities being under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation, and take records at all reasonable times on giving to the Corporation six hours' notice of the intention to make such inspection. The Corporation shall have a like right on giving a like notice to inspect the apparatus, plant and property of the Commission.

6. In case the Commission or the Company shall at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time, and the Corporation shall not be bound to pay the price of said power at the point of delivery by the Company during such time, but the Corporation shall continue to make all other payment, but as soon as the cause of such interruption is removed the Commission shall without any delay supply such power as aforesaid and the Corporation shall take the same, and each of the parties hereto shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Company due to any cause or causes other than those provided for by the next preceding paragraph hereof, the Commission shall pay to the Corporation as liquidated and ascertained damages, and not by way of penalty, their respective proportionate shares of whatever sum is payable to the Commission by reason of such interruption; and when the amount thereof has been settled, such sum may be deducted from any moneys payable by the Corporation to the Commission, but such right of deduction shall not in any case delay the said monthly payments, nor shall the Commission be subject to any other liability for any non-delivery.

8. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings or bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any Statute, decision or rule of

law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

9. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing, and insuring the line and works.

10. (a) If at any time, any other municipal corporation, or pursuant to said Act, any railway or distributing company or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation, parties hereto, in writing, of a time and place, and hear all representations that may be made as to the terms and conditions for such supply.

(b) Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, parties hereto, appear equitable to the Commission, and approved by the Lieutenant-Governor in Council.

(c) No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporations, parties hereto, will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application, without the written consent of such corporation.

(d) In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, or otherwise in respect thereof. No power shall be supplied, by any municipal corporation, to any railway or distributing company, without the written consent of the Commission.

11. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement, the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission; having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

12. Each of the Corporations agrees with the other:

(a) To take electric power exclusively from the Commission during the continuance of this agreement, subject to the provisos above set forth in paragraph 2 (b).

(b) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from

the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

13. If differences arise between the Corporations the Commission may upon application fix a time and place and hear all representations that may be made by the parties, and the Commission shall, in a summary manner, when possible, adjust such difference, and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a Commission appointed under *The Act respecting Enquiries concerning Public Matters*.

14. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate Seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,

(Seal.)

(Sgd.) A. BECK,  
*Chairman Hydro-Electric Power Commission.*

(Sgd.) W. W. POPE,  
*Secretary.*

(Sgd.) JOHN S. HENDRIE.

(Sgd.) F. W. ELLIOTT,  
*Mayor.*

(Sgd.) GEO. W. ROOK,  
*Town Clerk.*

(Seal.)

## SCHEDULE.

Column 1	2	3	4	5	6	7
Name of Municipal Corporation.	Quantity of power applied for in H.P.	Cost of Power at point of delivery to Commission.	No. of Volts.	Estimate maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer station and works for nominally H.P. with total capacity of	Estimated proportionate part of line loss and of part cost to operate, maintain, repair, renew and insure transmission line, transformer station works for nominally H.P. with capacity of H.P.
Brockville...	1,000		13,200	\$24.04	\$76,950	\$7,077
Prescott....	300		13,200	24.54	30,594	1,833

For all power taken up to 2,000 H.P., \$14.00 per H.P.  
 Then for all power taken up to 4,000 H.P., \$13.40 per H.P.  
 " " " " 6,000 " 12.50 " "  
 " " " " 8,000 " 12.00 " "  
 " " " " 10,000 " 11.50 " "  
 " " " " " or over, \$11.00 per H.P.

## SCHEDULE C.

This Indenture made this Twenty-sixth day of July, A.D. 1912, between the Hydro-Electric Power Commission of Ontario, acting herein in its own behalf and with the approval of the Lieutenant-Governor in Council (hereinafter called the Commission) party of the First Part, and the Municipal Corporation of Brockville (hereinafter called the Corporation), party of the Second part.

Whereas, pursuant to "An Act to provide for transmission of electrical power to Municipalities," and the amendments thereto, the Corporation applied to the Commission to transmit and supply such power, and the Commission has entered into contracts with a Company or Companies for the Supply of such power at the prices set forth in the schedule, hereto attached, and the Commission has furnished the Corporation with estimates, as shown in the schedule, of the total cost of such power, and the electors of the Corporation assented to By-laws authorizing the Corporation to enter into a contract with the Commission for such power, and the Commission have estimated the line loss and the cost to construct, operate, maintain, repair, renew and insure a line to transmit such power to the Corporations, and have apportioned the part of such cost to be paid by each Corporation as shown in said schedule.

Now therefore this Indenture witnesseth that in consideration of the premises and of the agreements of the corporations herein set forth, subject to the provisions of said Act and the amendments thereto, and of the said contracts subject to any variations thereof by the Corporations, the Commission agrees with the Corporations respectively:—

1. (a) To construct a line to transmit the quantities of electric power, shown in column 2 of the said schedule to the Corporations shown in column 1 respectively.

(b) On the first day of December, 1912, or on any earlier day on which the Commission shall be prepared to supply said power in quantities set forth in column 2 of said schedule to the Corporations within the limits thereof, ready for distribution at approximately the number of volts set forth in column 4 of said schedule, and approximately 60 cycles per second frequency.

(c) At the expiration of three months' written notice, which may be given by the Corporations or any of them from time to time during the continuance of this agreement, to supply from time to time to the Corporations in blocks of not less than 100 horse-power each, additional power until the total amount so supplied shall amount to 15,000 horse-power, or such further amount as the Commission may be able and willing to supply.

(d) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporations.

In consideration of the premises and of the agreements herein set forth each of the Corporations for itself, and not one for the other, agrees with the Commission:—

2. (a) Subject to the provisions of paragraph 2 (g) hereof, to pay to the Commission for the quantities of power shown in column 2 of said schedule to be supplied as aforesaid from the date when the Commission notifies the Corporations that it is ready to supply such power, and for all additional power held in reserve upon any of the above mentioned notices from the respective dates thereof until the termination of this Agreement, the price set forth in column 3

of said schedule in twelve monthly payments, in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fourth and paid by the Corporation on or before the fifteenth of each month. If any bill remains unpaid for 15 days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of such power to the Corporations in default until said bill is paid. No such discontinuance shall relieve the Corporation in default from the performance of the covenants, provisos, and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(b) To take electric power exclusively from the Commission during the continuance of this agreement; provided, if the Commission is unable to supply said power as quickly as required, the Corporations may obtain the supply otherwise until the Commission has provided such supply, thereupon the Corporations shall immediately take from the Commission; and the Corporations may generate, store or accumulate electric power for emergencies, or to keep down the peak load of the power taken from the Commission; and nothing herein contained shall affect existing contracts between the Corporations and other parties for a supply of electric power, but the Corporations shall determine said contracts at the earliest date possible.

(c) To pay, annually, interest at four per cent. per annum upon its proportionate part of the moneys expended by the Commission on capital account for the construction of the said line, transformer stations and other necessary works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9.

(d) To pay an annual sum for its proportionate part of the cost of the construction of said line, stations and works, shown, respectively in column 6 of said schedule, subject to adjustment under paragraph 9, so as to form in thirty years a sinking fund for the retirement of the securities to be issued by the Province of Ontario.

(e) To bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said line, stations and works, shown, respectively, in column 7 of said schedule, subject to adjustment under paragraph 9.

(f) To keep, observe and perform the covenants, provisos and conditions set forth in said contracts, intended by the Commission and the Company to be kept and observed and performed.

(g) To pay as a minimum for three-fourths of the power to be supplied at said date and of the power held in reserve upon any of the said notices, whether the said power is taken or not; and when the greatest amount of power taken for twenty consecutive minutes in any month shall exceed during such twenty minutes three-fourths of the amount to be supplied and held in reserve to pay for this greater amount during that entire month; the amount payable for a month being one-twelfth part of the annual rate applicable to the horse power in question. When the power factor of the greatest amount of power taken for said twenty minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor.

(h) To take no more power than the amount to be supplied and held in reserve at said date and upon said notices, as per paragraph 1 (c).

(i) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and the Company.

3. If, as therein provided, the said contracts are continued until nineteen hundred and forty-two (1942), this agreement shall remain in force until that date.

4. (a) Said power shall be three-phase, alternating, commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6 hereof, and shall be measured by curv-drawing meters, subject to test as to accuracy by either party thereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply and the holding in reserve of all power involved herein, and the fulfilment of all operating obligations hereunder; the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities being under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The Engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation, and take records at all reasonable times on giving to the Corporation six hours' notice of the intention to make such inspection. The Corporation shall have a like right on giving a like notice to inspect the apparatus, plant and property of the Commission.

6. In case the Commission or the Company shall at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time and the Corporation shall not be bound to pay the price of said power at the point of delivery by the Company during such time, but the Corporation shall continue to make all other payments, but as soon as the cause of such interruption is removed the Commission shall, without delay, supply said power as aforesaid, and the Corporation shall take the same and each of the parties hereto shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Company due to any cause or causes other than those provided for by the next preceding paragraph hereof, the Commission shall pay to the Corporation as liquidated and ascertained damages, and not by way of penalty, their respective proportionate shares of whatever sum is payable to the Commission by reason of such interruption; and when the amount thereof has been settled such sum may be deducted from any moneys payable by the Corporation to the Commission, but such right of deduction shall not in any case delay the said monthly payments, nor shall the Commission be subject to any other liability for any non-delivery.

8. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or

corporation

corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings or bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any Statute, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

9. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing, and insuring the line and works.

10. (a) If at any time, any other municipal corporation, or pursuant to said Act, any railway or distributing company or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation, parties hereto, in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

(b) Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power the Commission may supply power upon such terms and conditions, as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, parties hereto, appear equitable to the Commission, and approved by the Lieutenant-Governor in Council.

(c) No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporation, party hereto, will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application, without the written consent of such corporation.

(d) In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, or otherwise in respect thereof. No power shall be supplied, by any municipal corporation, to any railway or distributing company, without the written consent of the Commission.

11. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement, the Commission shall determine and adjust the rights of the Corporations and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

12. Each of the Corporations agree with the other:—

(a) To take electric power exclusively from the Commission during the continuance of this agreement, subject to the provisos above set forth in paragraph 2 (b).

(b) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

13. If differences arise between the Corporations the Commission may, upon application, fix a time and place and hear all representations that may be made by the parties, and the Commission shall, in a summary manner, when possible, adjust such difference and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a Commission appointed under *The Act respecting Enquiries concerning Public Matters*.

14. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporations have respectively affixed their corporate Seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Seal.)

(Sgd.) A. BECK,  
Chairman.

" W. W. POPE,  
Secretary.

Witness:—

E. A. GREIGER.

(Seal.)

" W. McLEAN,  
Mayor.

" GEO. K. DEWEY,  
Clerk of Brockville.

## SCHEDULE.

Column 1	2	3	4	5	6	7
Name of Municipal Corporation.	Quantity of Power applied for in H.P.	Cost of Power at point of delivery to Commission.	No. of Volts.	Estimate maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer station and works for nominally H.P. with total capacity of	Estimate proportionate part of line loss and of part cost to operate, maintain, repair, renew and insure transmission line, transformer station works for nominally H.P. with capacity of H.P.
Brockville..	1,000		13,200	\$24.04	\$76,950	\$7,077
Prescott....	300		13,200	24.54	30,594	1,838

For all power taken up to 2,000 H.P., \$14.00 per H.P.  
 Then for all power taken up to 4,000 H.P., \$13.40 per H.P.  
 " " " " 6,000 " 12.50 " "  
 " " " " 8,000 " 12.00 " "  
 " " " " 10,000 " 11.50 " "  
 " " " " 10,000 " or over, \$11.00 per H.P.

## SCHEDULE D.

This Indenture made this 13th day of November, A.D. 1912, between the Hydro-Electric Power Commission of Ontario, acting herein on its own behalf and with the approval of the Lieutenant-Governor in Council (hereinafter called the Commission), party of the First Part, and the Municipal Corporation of the Village of Winchester (hereinafter called the Corporation), parties of the Second Part.

Whereas pursuant to "An Act to provide for transmission of electrical power to Municipalities," and the amendments thereto, the Corporations applied to the Commission to transmit and supply such power, and the Commission has entered into contracts with a Company or Companies for the supply of such power at the prices set forth in the schedule, hereto attached, and the Commission has furnished the Corporations with estimates, as shown in the schedule of the total cost of such power, and the electors of the Corporations assented to by-laws authorizing the Corporations to enter into a contract with the Commission for such power, and the Commission have estimated the line loss and the cost to construct, operate, maintain, repair, renew and insure a line to transmit such power to the Corporations, and have apportioned the part of such cost to be paid by each Corporation as shown in said schedule.

Now, therefore, this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporations herein set forth, subject to the provisions of said Act and the amendments thereto, and of the said contracts subject to any variations thereof by the Corporations, the Commission agrees with the Corporations respectively:—

1. (a) To construct a line to transmit the quantities of electric power shown in column 2 of the said schedule to the Corporations shown in column 1 respectively.

(b) On the 1st day of December, 1912, or on any earlier day on which the Commission shall be prepared to supply said power in quantities set forth in column 2 of said schedule to the Corporations within the limits thereof, ready for distribution at approximately the number of volts set forth in column 4 of said schedule, and approximately 60 cycles per second frequency.

(c) At the expiration of three months' written notice, which may be given by the Corporations or any of them from time to time during the continuance of this agreement, to supply from time to time to the Corporations in blocks of not less than 100 horse power each, additional power until the total amount so supplied shall amount to 15,000 horse power, or such further amount as the Commission may be able and willing to supply.

(d) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporations.

In consideration of the premises and of the agreements herein set forth each of the Corporations for itself, and not one for the other, agrees with the Commission:—

2. (a) Subject to the provisions of paragraph 2 (g) hereof, to pay to the Commission for the quantities of power shown in column 2 of said schedule to be supplied as aforesaid from the date when the Commission notifies the Corporations that it is ready to supply such power, and for all additional power held in reserve upon any of the above mentioned notices from the respective dates thereof until the termination of this agreement, the price set forth in

column

column 3 of said schedule in twelve monthly payments, in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fourth and paid by the Corporation on or before the fifteenth of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of such power to the Corporation in default until said bill is paid. No such discontinuance shall relieve the Corporation in default from the performance of the covenants, provisos, and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(b) To take electric power exclusively from the Commission during the continuance of this agreement; provided, if the Commission is unable to supply said power as quickly as required, the Corporations may obtain the supply otherwise until the Commission has provided such supply, thereupon the Corporations shall immediately take from the Commission; and the Corporations may generate, store or accumulate electric power for emergencies, or to keep down the peak load of the power taken from the Commission; and nothing herein contained shall affect existing contracts between the Corporations and other parties for a supply of electric power, but the Corporations shall determine said contracts at the earliest date possible.

(c) To pay, annually, interest at four per cent. per annum upon its proportionate part of the moneys expended by the Commission on capital account for the construction of the said line, transformer stations and other necessary works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9.

(d) To pay an annual sum for its proportionate part of the cost of the construction of said line, stations and works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9, so as to form in thirty years a sinking fund for the retirement of the securities to be issued by the Province of Ontario.

(e) To bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said line, stations and works, shown, respectively, in column 7 of said schedule, subject to adjustment under paragraph 9.

(f) To keep, observe and perform the covenants, provisos and conditions set forth in said contracts, intended by the Commission and the Company to be kept and observed and performed.

(g) To pay as a minimum for three-fourths of the power to be supplied at said date and of the power held in reserve upon any of the said notices, whether the said power is taken or not; and when the greatest amount of power taken for twenty consecutive minutes in any month shall exceed during such twenty minutes three-fourths of the amount to be supplied and held in reserve to pay for this greater amount during that entire month; the amount payable for a month being one-twelfth part of the annual rate applicable to the horse-power in question. When the power factor of the greatest amount of power taken for said twenty minutes falls below 90 per cent., the Corporations shall pay for 90 per cent. of said power divided by the power factor.

(h) To take no more power than the amount to be supplied and held in reserve at said date and upon said notices, as per paragraph 1 (c).

(i) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission of the Company.

3. If, as therein provided, the said contracts are continued until nineteen hundred and forty-two (1942) this agreement shall remain in force until that date.

4. (a) Said power shall be three-phase, alternating, commercially continuous twenty-four hour power every day of the year, except as provided in paragraph 6 hereof, and shall be measured by curve-drawing meters subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply and the holding in reserve of all power involved herein, and the fulfilment of all operating obligations hereunder; the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities being under the sole control of the Corporations, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporations, and take records at all reasonable times on giving to the Corporation six hours' notice of the intention to make such inspection. The corporations shall have a like right on giving a like notice to inspect the apparatus, plant and property of the Commission.

6. In case the Commission or the Company shall at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporations shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time and the Corporations shall not be bound to pay the price of said power at the point of delivery by the Company during such time, but the Corporations shall continue to make all other payments, but as soon as the cause of such interruption is removed the Commission shall without any delay supply said power as aforesaid and the Corporations shall take the same, and each of the parties hereto shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Company due to any cause or causes other than those provided for by the next preceding paragraph hereof, the Commission shall pay to the Corporations as liquidated and ascertained damages, and not by way of penalty, their respective proportionate shares of whatever sum is payable to the Commission by reason of such interruption; and when the amount thereof has been settled, such sum may be deducted from any moneys payable by the Corporations to the Commission, but such right of deduction shall not in any case delay the said monthly payments, nor shall the Commission be subject to any other liability for any non-delivery.

8. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company and shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corpora-

tion would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings or bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any Statute, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

9. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing, and insuring the line and works.

10. (a) If at any time, any other municipal corporation, or pursuant to said Act, any railway or distributing company or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporations, parties hereto, in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

(b) Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power the Commission may supply power upon such terms and conditions, as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporations, parties hereto, appear equitable to the Commission, and approved by the Lieutenant-Governor in Council.

(c) No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporations, parties hereto, will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application, without the written consent of such corporation.

(d) In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, or otherwise in respect thereof. No power shall be supplied, by any municipal corporation, to any railway or distributing company, without the written consent of the Commission.

11. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the Corporations and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement, the Commission shall determine and adjust the rights of the Corporations and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

12. Each of the Corporations agree with the other:—

(a) To take electric power exclusively from the Commission during the continuance of this agreement, subject to the provisos above set forth in paragraph 2 (b).

(b) To co-operate, by all means in its power, at all times, with the Commission, to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

13. If differences arise between the Corporations the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such difference and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a Commission appointed under *The Act respecting Enquiries concerning Public Matters*.

14. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporations have respectively affixed their corporate Seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Sgd.) ADAM BECK, (Seal)  
Chairman.

(Sgd.) W. W. POPE,  
Secretary.

(Sgd.) JEREMIAH FOX CASS.

(Seal)

(Sgd.) HUGH McMASTER,  
Clerk.

## SCHEDULE.

Column 1	2	3	4	5	6	7
Name of Municipal Corporation.	Quantity of Power applied for in H.P.	Cost of Power at point of delivery to Commission.	No. of Volts.	Estimate maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer station and works for nominally H.P. with total capacity of	and of part cost to operate, maintain, repair, renew and insure transmission line, transformer station works for nominally H.P. with capacity of H.P.

Brockville..	1,000		13,200	\$24.04	\$76,950	\$7,077
Prescott....	300		13,200	24.54	30,594	1,838
Winchester.	100		4,400	24.00	7,280	638

For all power taken up to 2,000 H.P., \$14.00 per H.P.  
 Then for all power taken up to 4,000 H.P., \$13.40 per H.P.  
 " " " " 6,000 " 12.50 " " "  
 " " " " 8,000 " 12.00 " " "  
 " " " " 10,000 " 11.50 " " "  
 " " " " " or over, \$11.00 per H.P.

## SCHEDULE E.

This Indenture made this second day of July, A.D. 1913, between the Hydro-Electric Power Commission of Ontario, acting herein on its own behalf and with the approval of the Lieutenant-Governor in Council (hereinafter called the Commission), party of the First Part, and the Municipal Corporation of the Village of Chesterville (hereinafter called the Corporation), party of the Second Part.

Whereas pursuant to "An Act to provide for transmission of electrical power to Municipalities," and the amendments thereto, the Corporation applied to the Commission to transmit and supply such power, and the Commission has entered into contracts with a Company or Companies for the supply of such power at the prices set forth in the schedule, hereto attached, and the Commission has furnished the Corporation with estimates, as shown in the schedule of the total cost of such power, and the electors of the Corporation assented to By-laws authorizing the Corporation to enter into a contract with the Commission for such power, and the Commission have estimated the line loss and the cost to construct, operate, maintain, repair, renew and insure a line to transmit such power to the Corporation, and have apportioned the part of such cost to be paid by each Corporation as shown in said schedule.

Now therefore this Indenture witnesseth that in consideration of the premises and of the agreements of the Corporation herein set forth, subject to the provisions of said Act and the amendments thereto, and of the said contracts subject to any variations thereof by the Corporation, the Commission agrees with the Corporation respectively:—

1. (a) To construct a line to transmit the quantities of electric power, shown in column 2 of the said schedule to the Corporation shown in column 1 respectively.

(b) On the first day of October, 1913, or on any earlier day on which the Commission shall be prepared to supply said power in quantities set forth in column 2 of said schedule to the Corporation within the limits thereof, ready for distribution at approximately the number of volts set forth in column 4 of said schedule, and approximately 60 cycles per second frequency.

(c) At the expiration of three months' written notice, which may be given by the Corporation from time to time during the continuance of this agreement, to supply from time to time to the Corporation in blocks of not less than 50 horse power each, additional power until the total amount so supplied shall amount to 15,000 horse power, or such further amount as the Commission may be able and willing to supply.

(d) To use at all times first-class, modern, standard, commercial apparatus and plant and to exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Corporation.

In consideration of the premises and of the agreements herein set forth each of the Corporations for itself, and not one for the other, agrees with the Commission:—

2. (a) Subject to the provisions of paragraph 2 (g) hereof, to pay to the Commission for the quantities of power shown in column 2 of said schedule to be supplied as aforesaid from the date when the Commission notifies the Corporation that it is ready to supply such power, and for all additional power held in reserve upon any of the above mentioned notices from the respective dates thereof until the termination of this Agreement, the price set forth in column 3 of said schedule in twelve monthly payments, in gold coin of the present standard of weight and fineness, and bills shall be rendered by the Commission on or before the fourth and paid by the

the Corporation on or before the fifteenth of each month. If any bill remains unpaid for 15 days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of such power to the Corporation in default until said bill is paid. No such discontinuance shall relieve the Corporation in default from the performance of the covenants, provisos, and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(b) To take electric power exclusively from the Commission during the continuance of this agreement: provided, if the Commission is unable to supply said power as quickly as required, the Corporation may obtain the supply otherwise until the Commission has provided such supply, thereupon the Corporation shall immediately take from the Commission and the Corporation may generate, store or accumulate electric power for emergencies, or to keep down the peak load of the power taken from the Commission; and nothing herein contained shall affect existing contracts between the Corporation and other parties for a supply of electric power, but the Corporation shall determine said contracts at the earliest possible date.

(c) To pay, annually, interest at four per cent. per annum upon its proportionate part of the moneys expended by the Commission on capital account for the construction of the said line, transformer stations and other necessary works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9.

(d) To pay an annual sum for its proportionate part of the cost of the construction of said line, stations and works, shown, respectively, in column 6 of said schedule, subject to adjustment under paragraph 9, so as to form in thirty years a sinking fund for the retirement of the securities to be issued by the Province of Ontario.

(e) To bear its proportionate part of the line loss and pay its proportionate part of the cost to operate, maintain, repair, renew and insure the said line, stations and works, shown, respectively, in column 7 of said schedule, subject to adjustment under paragraph 9.

(f) To keep, observe and perform the covenants, provisos and conditions set forth in said contracts, intended by the Commission and the Company to be kept and observed and performed.

(g) To pay as a minimum for three-fourths of the power to be supplied at said date or of the power held in reserve upon any of the said notices, whether the said power is taken or not; and when the greatest amount of power taken for twenty consecutive minutes in any month shall exceed during such twenty minutes three-fourths of the amount to be supplied and held in reserve to pay for this greater amount during that entire month; the amount payable for a month being one-twelfth part of the annual rate applicable to the horse power in question. When the power factor of the greatest amount of power taken for said twenty minutes falls below 90%, the Corporation shall pay for 90% of said power divided by the power factor.

(h) To take no more power than the amount to be supplied and held in reserve at said date and upon said notices, as per paragraph 1 (c).

(i) To use at all times first-class, modern, standard, commercial apparatus and plant to be approved by the Commission.

(j) To exercise all due skill and diligence so as to secure the most perfect operation of the plant and apparatus of the Commission and the Company.

3. If, as herein provided, the said contracts are continued until nineteen hundred and forty-two (1942) this agreement shall remain in force until that date.

4. (a) Said power shall be three-phase, alternating, commercial continuous twenty-four hour power every day of the year, except as provided in paragraph 6 hereof, and shall be measured by curve-drawing metres, subject to test as to accuracy by either party hereto.

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the point of delivery to the Corporation shall constitute the supply and the holding in reserve of all power involved herein, and the fulfilment of all operating obligations hereunder; the amount of the power, its fluctuations, load factor, power factor, distribution as to phases, and all other electric characteristics and qualities being under the sole control of the Corporation, its agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation, and take records at all reasonable times on giving to the Corporation six hours' notice of the intention to make such inspection. The Corporation shall have a like right on giving a like notice to inspect the apparatus, plant and property of the Commission.

6. In case the Commission or the Company shall at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lockout, riot, fire, invasions, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such time and the Corporation shall not be bound to pay the price of said power at the point of delivery by the Company during such time, but the Corporation shall continue to make all other payments, but as soon as the cause of such interruption is removed the Commission shall, without any delay, supply said power as aforesaid, and the Corporation shall take the same and each of the parties hereto shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Company due to any cause or causes other than those provided for by the next preceding paragraph hereof, the Commission shall pay to the Corporation as liquidated and ascertained damages, and not by way of penalty, their respective proportionate shares of whatever sum is payable to the Commission by reason of such interruption; and when the amount thereof has been settled, such sum may be deducted from any moneys payable by the Corporation to the Commission, but such right of deduction shall not in any case delay the said monthly payments, nor shall the Commission be subject to any other liability for any one delivery.

8. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Company, shall suffer damages by the act or neglect of the Company, and such municipal corporation, person, firm or corporation would, if the Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings or bring such action

for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any Statute, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

9. The Commission shall at least annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

10. (a) If at any time any other municipal corporation, or pursuant to said Act, any railway or distributing company or any other corporation or person, applies to the Commission for a supply of power the Commission shall notify the applicant and the Corporation, party hereto, in writing, of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

(b) Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred and paid, and to be paid by the Corporation, party hereto, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

(c) No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporation, party hereto, will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application, without the written consent of such Corporation.

(d) In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the Corporation to any applicant, other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, by any municipal corporation, to any railway or distributing company, without the written consent of the Commission.

11. It is hereby declared that the Commission is to be a trustee of all property held by the Commission under this agreement for the corporation and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them, respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor-in-Council.

12. Each of the Corporations agree with the other:—

(a) To take electric power exclusively from the Commission during the continuance of this agreement, subject to the provisos above set forth in paragraph 2 (b).

(b) To co-operate, by all means in its power, at all times, with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

13. If differences arise between the Corporations the Commission may, upon application, fix a time and place and hear all representations that may be made by the parties and the Commission shall, in a summary manner, when possible, adjust such differences and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a Commission appointed under *The Act respecting Enquiries concerning Public Matters*.

14. This agreement shall extend to, be binding upon and enure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate Seals and the hands of their proper officers.

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

(Seal.)

*Chairman.*

(Sgd.) G. W. BOGART,  
*Reeve.*

SCHEDULE.

Column 1	2	3	4	5	6	7
Name of Municipal Corporation.	Quantity of Power applied for in H.P.	Cost of Power at point of delivery to Com- mission.	No. of Volts.	Estimate maximum cost of power ready for distribution in municipality.	Estimate proportionate part of cost to construct transmission line, transformer station and works for nominally H.P. with total capacity of	Estimate proportionate part of line loss and of part cost to operate, maintain, repair, renew and insure transmission line, transformer station works for nominally H.P. with capacity of H.P.
Brockville..	1,000		13,200	\$24.04	\$76,950	\$7,077
Prescott....	300		13,200	24.54	30,594	1,838
Chesterville..	50		4,400	35.00	10,224	487
Winchester..	100		4,400	24.00	7,280	638
\$14 for not less than 2,000 H.P. Then for all power taken up to 4,000 H.P., \$13.40 per H.P.						
"	"	6,000	"	12.50	"	"
"	"	"	"	"	"	"
"	"	8,000	"	12.00	"	"
"	"	"	"	"	"	"
"	"	10,000	"	11.00	"	"
"	"	"	"	"	"	"
"	"	10,000	"	or over, \$11.00 per H.P.	"	"

## SCHEDULE F.

This Indenture made in duplicate the 27th day of October, in the year of Our Lord one thousand, nine hundred and thirteen,

Between

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," party of the first part;

and

The Municipal Corporation of the Town of Owen Sound, hereinafter called the "Corporation," party of the second part.

Whereas, pursuant to "An Act to provide for the Transmission of Electrical Power to Municipalities," known as *The Power Commission Act* and Amendments thereto, the Corporation applied to the Commission for a supply of power, and the Commission furnished the Corporation with estimates of the total cost of such power, ready for distribution within the limits of the Corporation (and the electors of the Corporation assented to the by-laws authorizing the Corporation to enter into a contract with the Commission for such power).

1. Now therefore this indenture witnesseth that in consideration of the premises and of the agreement of the Corporation herein set forth, subject to the provisions of the said Act and amendments thereto, the Commission agree with the Corporation:—

(a) To reserve and deliver at the earliest possible date 1,200 h.p. or more of electrical power to the Corporation.

(b) At the expiration of reasonable notice in writing which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for.

(c) To use at all times first-class, modern, standard commercial apparatus and plant and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) To deliver commercially continuous 24-hour power every day in the year to the Corporation at the distribution bus bars in the Commission's sub-station within the Corporation's limits.

2. In consideration of the premises and of the agreement herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence and every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver same.

(b) To pay annually interest at 4 per cent. to 4½ per cent. per annum upon the Corporation's proportionate part (based on the quantity of electrical energy or power taken) of all moneys expended by the Commission on capital account for the acquiring of properties and rights and acquiring and construction of generating plants, transformer stations, transmission lines, distributing stations, and other works necessary for the delivery of said electrical power or energy to the Corporation under the terms of this con-

Also to pay an annual sinking fund instalment of such amount as to form at the end of 30 years, with accrued interest, a sinking tract.

fund

fund sufficient to repay the Corporation's proportionate part, based as aforesaid, of all moneys advanced by the Province of Ontario for the acquiring of properties and rights, the acquiring and construction of generating plants, transformer stations and transmission lines, distributing stations and other work necessary for the delivery of the electrical energy or power, delivered to the Corporation under the terms of this contract. Also to pay the Corporation's proportionate part, based as aforesaid, of the cost of lost power and the cost of operating, maintaining, repairing, renewing and insuring said generating plants, transformer stations, transmission lines, distributing stations, and other necessary works.

(c) The amounts payable under this contract shall be paid in twelve monthly payments, in gold coin of the present standard of weight and fineness, at the offices of the Commission at Toronto. Bills shall be rendered by the Commission on or before the 5th day and paid by the Corporation on or before the 15th day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without further notice, discontinue the supply of power to the Corporation until the said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos, and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(d) To take electric power exclusively from the Commission during the continuance of this agreement.

(e) To co-operate by all means in its power at all times with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement, and of the said Act.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided whether it takes the same or not. When the greatest amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

(g) If the Corporation during any month takes more than the amount of power ordered and held in reserve for it for twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for, and on the part of the Commission to hold in reserve, such increased quantity of power in accordance with the terms and conditions of this contract.

(h) When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent. the Corporation shall pay for 90 per cent. of said power divided by the power factor.

(i) To use at all times first-class, modern, standard, commercial apparatus and plant, approved by the Commission.

(j) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and of the Corporation.

3. This agreement shall remain in force for thirty years from date of the first delivery of power under this contract.

4. The power shall be alternating, three phase, having a periodicity of approximately 60 cycles per second and shall be delivered as aforesaid at a voltage suitable for local distribution.

(a) That the meters with their series and potential transformers shall be connected at the point of delivery.

(b) That the maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the substation in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder, and when voltage and frequency are so maintained, the amount of the power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities, are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. The Commission shall at least annually adjust and apportion the amount or amounts payable by the municipal corporation or corporations for such power and such interest, sinking fund, cost of lost power and cost of generating, operating, maintaining, repairing, renewing and insuring said works.

If at any time any other municipal corporation, or pursuant to said Act, any railway or distributing company, or any other corporations or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and involved corporation or corporations in writing of a time and place to hear all representations that may be made as to the terms and conditions for such supply.

Without discrimination in favor of the applicants as to the price to be paid, for equal quantities of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid and to be paid by the Corporation, appear equitable to the Commission, and are approved by the Lieutenant-Governor in Council.

No such application shall be granted if the said works or any part thereof are not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application without the written consent of such corporation.

In determining the quantity of power supplied to a municipal corporation the quantity supplied by the Commission within the limits of the corporation to any applicant other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable for payment for any portion of the power so supplied. No power shall be supplied by the municipal corporation to any railway or distributing company without the written consent of the Commission. Power shall not be sold for less than the cost and there shall be no discrimination as regards price and quantity.

7. It is hereby declared the Commission is to be a trustee of all property held by the Commission under this agreement for the corporation or corporations supplied by the Commission but the Commission shall be entitled to a lien upon said property for all moneys expended by the Commission under this agreement and not

repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the Corporation and any other (if any) supplied by the Commission having regard to the amounts paid by them respectively under the terms of this agreement and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

8. If differences arise between corporations to which the Commission is supplying power, the Commission may upon application fix a time and place and hear all representations that may be made by the parties and the Commission shall in a summary manner when possible, adjust such differences and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries Concerning Public Matters*.

9. This agreement shall extend to, be binding upon and inure to the benefit of the successors and assigns of the parties hereto.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seal and the hand of their proper officers.

#### HYDRO-ELECTRIC POWER COMMISSION,

(Sgd.) A. BECK, (Seal.)

(Sgd.) W. W. POPE, *Secretary*.

(Sgd.) E. LIMOU, *Mayor*, (Seal.)

(Sgd.) CHAS. GORDON, *Clerk*.

#### SCHEDULE G.

This Indenture made in duplicate this Second day of February, in the year of Our Lord, One Thousand Nine Hundred and Fourteen.

Between:

The Hydro-Electric Power Commission of Ontario, hereinafter called the "Commission," Party of the First Part,

and

The Municipal Corporation of the City of Ottawa, hereinafter called the "Corporation," Party of the Second Part.

Whereas, pursuant to "An Act to provide for transmission of electrical power to Municipalities," the Corporation applied to the Commission for a supply of power, and the Commission have entered into a contract with the Ottawa and Hull Power and Manufacturing Company, Limited, and the electors of the Corporation assented to a By-law authorizing the Corporation to enter into a contract with the Commission for such power.

And whereas, in accordance with this Act, the Commission on July 31st, 1907, made a contract with the City of Ottawa for a supply of power from the Ottawa and Hull Power and Manufacturing Company, Limited, and a further agreement for additional power on September 6th, 1910.

And

And whereas it is the desire of both parties hereto that it be declared that the said agreements of July 31st, 1907, and September 6th, 1910, be terminated and superseded by this agreement as hereinafter set out.

And whereas the Commission has entered into a new agreement with the Ottawa and Hull Power and Manufacturing Company, Limited, hereinafter called the "Company," being dated the 8th day of December, A.D. 1913, for the delivery to the Commission of electric power and energy for the supply of the said Corporation.

And whereas the Corporation has applied to the Commission for a new agreement for a supply of power, in accordance with the agreement between the Commission and the Company, dated December 8th, 1913.

1. Now therefore this Indenture witnesseth, that in consideration of the premises and of the agreements of the Corporation herein set forth, subject to the provisions of said Act and of the said contract, the Commission agrees with the Corporation:—

(a) To reserve and deliver at the earliest possible date 5,000 h.p. or more of electric power to the Corporation.

(b) At the expiration of thirty days' notice in writing, which may be given by the Corporation from time to time during the continuance of this agreement, to reserve and deliver to the Corporation additional electric power when called for in blocks of 500 h.p. each until 20,000 h.p. is being delivered or reserved.

Should any such notices current at any one time, calling for 1,000 h.p. or more, require the installation of additional generating capacity, then the Commission shall not be liable for the non-delivery of such additional power under the notice until six (6) months after the respective dates of such notices. The additional power or such portion thereof as the generating capacity of the Company's plant will permit, will, however, continue to be delivered.

(c) To use at all times first-class, modern, standard, commercial apparatus and plant, and to exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Corporation.

(d) The power shall be delivered to the Corporation at approximately 11,000 volts and at approximately 60 cycles per second.

2. In consideration of the premises and of the agreements herein set forth, the Corporation agrees with the Commission:—

(a) To use all diligence by every lawful means in its power to prepare for the receipt and use of the power dealt with by this agreement so as to be able to receive power when the Commission is ready to deliver the same.

(b) Subject to the provisions of paragraph a (f) hereof to pay to the Commission the following prices:—

\$14 per h.p. per annum for all power taken until the amount taken or held in reserve by the Commission from the Company shall equal or exceed 8,000 h.p.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 8,000 h.p., then for each and every horsepower taken by the Corporation, \$13.50 per h.p. per annum.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 10,000 h.p., then for each and

and every horsepower taken by the Corporation, \$13 per h.p. per annum.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 12,000 h.p., then for each and every horsepower taken by the Corporation, \$12.50 per h.p. per annum.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 14,000 h.p., then for each and every horsepower taken by the Corporation, \$12 per h.p. per annum.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 16,000 h.p., then for each and every horsepower taken by the Corporation, \$11.50 per h.p. per annum.

When the amount taken or held in reserve from the Company by the Commission shall have increased to 18,000 h.p., then for each and every horsepower taken by the Corporation, \$11 per h.p. per annum.

(c) To pay in addition annually interest at 4 per cent. or  $4\frac{1}{2}$  per cent. per annum upon the monies expended by the Commission on capital account for the construction of transmission lines, transformer stations and equipment, and other necessary works required for the delivery of power.

Also to pay an annual part of the cost of the construction of the said line, station and works, so as to form in thirty (30) years a sinking fund for the payment of the monies advanced by the Province of Ontario in connection with this work.

Also to pay the cost of operating, maintaining, repairing, renewing and insuring the said line, station and works.

(d) The amounts payable under this contract shall be paid in twelve monthly payments in gold coin of the present standard of weight and fineness, at the office of the Commission at Toronto, and bills shall be rendered by the Commission on or before the fifth day and paid by the Corporation on or before the fifteenth day of each month. If any bill remains unpaid for fifteen days, the Commission may, in addition to all other remedies and without notice, discontinue the supply of power to the Corporation until said bill is paid. No such discontinuance shall relieve the Corporation from the performance of the covenants, provisos and conditions herein contained. All payments in arrears shall bear interest at the legal rate.

(e) To take electric power exclusively from the Commission during the continuance of this agreement.

(f) To pay for three-fourths of the power ordered from time to time by the Corporation and held in reserve for it as herein provided, whether it takes the same or not. When the greatest amount of power taken for any twenty consecutive minutes during any month shall exceed during the twenty consecutive minutes three-fourths of the amount ordered by the Corporation and held in reserve, then the Corporation shall pay for this greater amount during the entire month.

If the Corporation during any month takes more than the amount of power ordered and held in reserve for it for twenty consecutive minutes, the taking of such excess shall thereafter constitute an obligation on the part of the Corporation to pay for and on the part

of the Commission to hold in reserve an additional block of power in accordance with the terms and conditions of this contract.

When the power factor of the greatest amount of power taken for said twenty consecutive minutes falls below 90 per cent., the Corporation shall pay ninety per cent. of said power divided by the power factor.

(g) To use at all times first-class, modern, standard commercial apparatus and plant approved by the Commission.

(h) To exercise all due skill and diligence so as to secure satisfactory operation of the plant and apparatus of the Commission and the Corporation.

(i) To co-operate by all means in its power, at all times, with the Commission to increase the quantity of power required from the Commission, and in all other respects to carry out the objects of this agreement and of the said Act.

3. This agreement shall remain in force for ten years from the date of the first delivery of power under this agreement; the Corporation may, at its option, continue this agreement for one or two further successive terms of ten years each.

(a) The Corporation may exercise the first of these options by giving notice in writing of its intention to continue this agreement for a further term of ten years at least two years before the expiration of the first term of ten years.

(b) The Corporation may exercise the second of these options by giving notice to the Commission in writing of its intention to continue this agreement for the third term of ten years, at least two years before the expiration of the second term of ten years.

4. The power shall be approximately 11,000 volts, 60 cycle, 3-phase, alternating, commercially continuous twenty-four hour power every day in the year except as provided herein, and shall be delivered at the disconnecting switches on the outgoing feeders installed in the Commission's sub-station or on the feeder cables of the Company, within the limits of the municipality.

The Commission shall not be responsible for any failure to deliver power due to the withdrawal or suspension or variation of the necessary permission from the Government of the Dominion of Canada, granted the Company to construct and maintain poles, conduits, wires, and other apparatus necessary to transmit and convey the said power, upon any property or structure under the control of the said Government.

(a) That the meters with their series or potential transformers may be connected to the high tension side or low tension side of the transformers, or some connected to one side and some connected to the other, as the Commission may elect. That whenever connected at other than the point of measurement their readings shall be subject to a correction and shall be corrected to give a reading such as would be obtained by instruments as if connected at the point of measurement. That such corrections shall be based upon tests made upon the step-down transformers and transmission lines by the Commission, or any other tests upon them acceptable to the Commission as to the efficiency, regulation or any other constants of the transformers and transmission lines necessary for said correction, but that such tests, when made by the Commission, are to be made in the presence of the representative or representatives of the Corporation if it so desires.

(q)

(b) The maintenance by the Commission of approximately the agreed voltage at approximately the agreed frequency at the sub-station in the limits of the Corporation shall constitute the supply of all power involved herein and the fulfilment of all operating obligations hereunder; and when voltage and frequency are so maintained, the amount of power, its fluctuations, load factor, power factor, distribution as to phases and all other electric characteristics and qualities are under the sole control of the Corporation, their agents, customers, apparatus, appliances and circuits.

(c) The Corporation shall arrange to provide and invest the Company with all the necessary rights, licenses and franchises to enable the Company to construct and maintain poles, conduits, wires and other apparatus necessary to transmit and convey the said power within the limits of the City of Ottawa, to the said point of delivery.

5. The engineers of the Commission, or one or more of them, or any other person or persons appointed for this purpose by the Commission, shall have the right from time to time during the continuance of this agreement to inspect the apparatus, plant and property of the Corporation and take records at all reasonable hours.

6. In case the Commission should at any time or times be prevented from supplying said power, or any part thereof, or in case the Corporation shall at any time be prevented from taking said power, or any part thereof, by strike, lock-out, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond their control, then the Commission shall not be bound to deliver such power during such times, and the Corporation shall not be bound to pay the price of said power during such time, but as soon as the cause of such interruption is removed, the Commission shall without any delay supply said power as aforesaid, and the Corporation shall take the same and shall be prompt and diligent in removing and overcoming such cause or causes of interruption.

7. If, and so often as, any interruption shall occur in the service of the Power Company due to any cause or causes, other than those provided for by the next preceding paragraph, the Commission shall recover and pay to the Corporation as liquidated and ascertained damages, and not by way of penalty, as follows: For any interruption of less than one hour double the amount payable for power which should have been supplied during the time of such interruption; and for any interruption of one hour or more the amount payable for the power which should have been delivered during the time of such interruption and two times the last mentioned amount in addition thereto, and all moneys payable under this paragraph, when the amount thereof is settled between the Commission and the Company, may be deducted from any money payable by the Corporation to the Commission, but such right of deduction shall not in any case delay the said monthly payments.

8. If at any other time any other municipal corporation, or, pursuant to said Act, any railway or distributing company, or any other corporation or person, applies to the Commission for a supply of power, the Commission shall notify the applicant and the Corporation in writing of a time and place and hear all representations that may be made as to the terms and conditions for such supply.

Without discriminating in favor of the applicants as to the price to be paid, for equal quantity of power, the Commission may supply power upon such terms and conditions as may, having regard to the risk and expense incurred, and paid, and to be paid by the Corporation, and are approved by the Lieutenant-Governor in Council.

No

No such application shall be granted if the said line is not adequate for such supply, or if the supply of the Corporation will be thereby injuriously affected, and no power shall be supplied within the limits of a municipal corporation taking power from the Commission at the time of such application without the written consent of such Corporation.

In determining the quantity of power supplied to a municipal corporation, the quantity supplied by the Commission within the limits of the corporation to any applicant, other than a municipal corporation, shall be computed as part of the quantity supplied to such corporation, but such corporation shall not be liable to pay for the power so supplied, or otherwise in respect thereof. In order to prevent discrimination by the municipal corporation to any railway or distributing company without the written consent of the Commission, but the Corporation may sell power to any person or persons or manufacturing companies inside the limits of the Corporation, but such power shall not be sold for less than the cost and without discrimination as regards price and quantity.

9. In case any municipal corporation, or any person, firm or corporation which shall contract with the Commission or with any municipal corporation for a supply of power furnished to the Commission by the Power Company shall suffer damages by the act or neglect of the Power Company, and such municipal corporation, person, firm or corporation would, if the Power Company had made the said contracts directly with them, have had a right to recover such damages or commence any proceedings or any other remedy, the Commission shall be entitled to commence any such proceedings or bring such action for or on behalf of such municipal corporation, person, firm or corporation, and notwithstanding any Acts, decision or rule of law to the contrary, the Commission shall be entitled to all the rights and remedies of such municipal corporation, person, firm or corporation, including the right to recover such damages, but no action shall be brought by the Commission until such municipal corporation, person, firm or corporation shall have agreed with the Commission to pay any costs that may be adjudged to be paid if such proceedings or action is unsuccessful. The rights and remedies of any such municipal corporation, person, firm or corporation shall not be hereby prejudiced.

10. The Commission shall annually adjust and apportion the amounts payable by municipal corporations for such power and such interest, sinking fund, line loss, and cost of operating, maintaining, repairing, renewing and insuring the line and works.

11. If differences arise between corporations to whom the Commission is supplying power, the Commission upon application may fix a time and place and hear all representations that may be made by the parties, and the Commission shall, in a summary manner when possible, adjust such differences, and such adjustment shall be final. The Commission shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries Concerning Public Matters*.

12. If differences arise between the Corporation and the Commission, the Lieutenant-Governor in Council may, upon application, fix a time and place to hear all representations that may be made by the parties, and the Lieutenant-Governor in Council shall, in a summary manner, when possible, adjust such differences and such adjustment shall be final. The Lieutenant-Governor in Council shall have all the powers that may be conferred upon a Commissioner appointed under *The Act respecting Enquiries Concerning Public Matters*.

13. And it is hereby declared that the Commission is to be a trustee of all properties held by the Commission under this agreement for the corporations and other municipal corporations supplied by the Commission, but the Commission shall be entitled to a lien upon said property for all monies expended by the Commission under this agreement and not repaid. At the expiration of this agreement the Commission shall determine and adjust the rights of the corporations and other municipal corporations, supplied by the Commission, having regard to the amounts paid by them respectively, under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

14. And it is hereby understood and agreed that the said agreements of 31st July, 1907, and the further agreement of September 6th, 1910, between the parties hereto shall be terminated and superseded by this agreement on the date of the first delivery of power to the Commission by the Company, under the new agreement between the Commission and the Company, dated the 8th day of December, 1913.

In witness whereof the Commission and the Corporation have respectively affixed their corporate seals and the hands of their proper officers.

Signed, sealed and delivered  
in the presence of

(Sgd.) REGINALD H. DOE.

HYDRO-ELECTRIC POWER COMMISSION,

(Sgd.) A. BECK, (Seal.)

(Sgd.) W. K. McNAUGHT,

CORPORATION OF THE CITY OF OTTAWA,

(Sgd.) TAYLOR McVEITY,  
*Mayor.*

(Sgd.) JOHN HENDERSON,  
*City Clerk.*

(Seal.)

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SCHEDULE H.

By-Law No. 1353.

A by-law to provide for the issue of debentures to the extent of \$100,000 for the cost of a plant to distribute electric power to be supplied by the Hydro-Electric Power Commission of Ontario from Niagara Falls.

Provisionally adopted on the 25th of May, 1910.

Passed the 4th day of July, 1910, all the members voting in favor of the third reading.

Whereas it is necessary to raise by way of loan on the credit of the city the sum of one hundred thousand dollars (\$100,000) to provide for the cost of works, plant, machinery and appliances

necessary

necessary for the distribution of electric power in the City of Windsor and in the neighborhood thereof to be supplied by the Hydro-Electric Power Commission of Ontario from Niagara Falls and to provide for the expenses of discount and other charges of negotiating the said loan;

And whereas the amount of the whole rateable property of the City of Windsor according to the last revised assessment roll thereof is \$10,010,675;

And whereas the existing debenture debt of the City of Windsor is \$564,905.60, exclusive of local improvements secured by special rates of assessment;

And whereas the sum of \$100,000 is the debt intended to be created by this by-law;

And whereas it will require the sum of \$5,783.01 to be raised annually for the period of thirty years by a special rate sufficient therefor on all the rateable property in the City of Windsor;

Therefore the Council of the Corporation of the City of Windsor enacts as follows:—

1. It shall be lawful for the mayor of the City of Windsor and the treasurer thereof to raise by way of loan, upon the security of the debentures hereinafter mentioned, from any person or persons, body or bodies corporate who may be willing to advance the same upon the credit of such debentures, a sum of money not exceeding the whole sum of \$100,000, and to cause the same to be paid into the hands of the city treasurer for the purposes and with the objects above recited.

2. It shall be lawful for the said mayor and treasurer to cause any number of debentures to be made for such sums of money as may be required for the purposes aforesaid, either in currency or sterling money, payable in gold coin, for not less than one hundred dollars currency or twenty pounds sterling each, and not exceeding in the whole the sum of one hundred thousand dollars (\$100,000), and the said debentures shall be sealed with the seal of the corporation and be signed by the mayor and treasurer, and be payable at the office of said treasurer in said city.

3. The said debentures shall bear date the 22nd day of June, 1914, and shall be payable on the 20th day of June of each year thereafter for and during the said period of thirty years and be for the respective amounts following, that is to say:—

One debenture for the sum of \$1,783.01, payable in the year 1915			
"	"	1,854.33,	" 1916
"	"	1,928.50,	" 1917
"	"	2,005.64,	" 1918
"	"	2,085.87,	" 1919
"	"	2,169.30,	" 1920
"	"	2,256.08,	" 1921
"	"	2,346.32,	" 1922
"	"	2,440.17,	" 1923
"	"	2,537.78,	" 1924
"	"	2,639.29,	" 1925
"	"	2,744.86,	" 1926
"	"	2,854.66,	" 1927
"	"	2,968.84,	" 1928
"	"	3,087.60,	" 1929
"	"	3,211.10,	" 1930
"	"	3,339.54,	" 1931
"	"	3,473.13,	" 1932
"	"	3,612.05,	" 1933

One debenture for the sum of \$3,756.53, payable in the year 1934	
“ “ 3,906.79, “ 1935	
“ “ 4,063.07, “ 1936	
“ “ 4,225.59, “ 1937	
“ “ 4,394.61, “ 1938	
“ “ 4,570.40, “ 1939	
“ “ 4,753.21, “ 1940	
“ “ 4,943.34, “ 1941	
“ “ 5,141.08, “ 1942	
“ “ 5,346.72, “ 1943	
“ “ 5,560.59, “ 1944	

4. The said debentures shall have coupons attached thereto for the payment of the interest thereon, which interest shall be at the rate of four per cent. per annum from the date thereof, and shall be payable half-yearly on the 20th day of the months of June and December in each year at the place where the said debentures are made payable.

5. The whole of the said debentures shall be prepared at the said time and deposited for safe keeping in some chartered bank until required from time to time, and shall be issued and sold as required from time to time for the purposes herein set out, and when and only as sold the said debentures shall be signed by the mayor and treasurer of the said municipality for the time being, and be sealed with the corporate seal.

6. The said debentures shall have printed across the face thereof the words “Hydro-Electric Debentures.”

7. During the currency of the said debentures there shall be raised annually by special rate on all the rateable property of the City of Windsor the sum of \$5,783.01 for the purpose of repaying the amount due in each of said years for the principal and interest in respect of said debt.

8. This by-law shall take effect on, from and after the passing thereof.

9. The votes of the electors for and against this by-law shall be taken by ballot on the 20th day of June, 1910, from the hour of 9 o'clock in the forenoon until 5 in the afternoon of the same day at the places within the said Corporation of the City of Windsor, and by the deputy returning officers hereinafter specified, that is to say:—

For Ward No. 1, at Menard's blacksmith shop, corner of London Street and Caron Avenue—Thomas Tracey, deputy returning officer, and at Henry Thwaites' house on the south side of London Street—William Clysdale, deputy returning officer.

For Ward No. 2, at No. 1 Hose Company's hose house on the north side of London Street—Ralph Thorn, deputy returning officer, and at Green's livery stable on the east side of Cartier Place—George Bliss, deputy returning officer.

For Ward No. 3 at the City Hall—Cecil Jackson, deputy returning officer, and at the house of Charles Bensette, west side of Howard Avenue—James Duncan, deputy returning officer.

For Ward No. 4, at Mrs. Dupont's house, north side of Brant Street—Hector Marentette, deputy returning officer, and at No. 3 Hose Company's hose house on the east side of Aylmer Avenue—Augustus Bensette, deputy returning officer.

10. That on the 17th day of June, 1910, at the City Hall, in the said City of Windsor, at the hour of 10 o'clock in the forenoon, the  
said

said mayor shall appoint in writing, signed by himself, two persons to attend to the final summing up of the votes aforesaid by the clerk of the council, and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this by-law.

11. That on the 22nd day of June, 1910, the clerk of the council shall, at the City Hall, in the said City of Windsor, at the hour of 12 o'clock noon, sum up the number of votes for and against this by-law in the presence of the persons appointed to attend thereat or in the presence of such of them and of any other persons entitled by by-law to be present as may be present.

(Signed) J. W. HANNA.

Mayor.

(Signed) STEPHEN LUSTED

(Seal)

Clerk.

NOTE.—The paragraph numbered 3 in the by-law as originally passed is as follows:—

3. The said debentures shall bear date the 22nd day of June, 1910, and shall be payable on the 20th day of June of each year thereafter for and during the said period of 30 years, and be for the respective amounts following, that is to say,—

One debenture for the sum of \$1,783.01, payable in the year	1911
"	" 1,854.33, " 1912
"	" 1,928.50, " 1913
"	" 2,005.64, " 1914
"	" 2,085.87, " 1915
"	" 2,169.30, " 1916
"	" 2,256.08 " 1917
"	" 2,346.32, " 1918
"	" 2,440.17, " 1919
"	" 2,537.78, " 1920
"	" 2,639.29, " 1921
"	" 2,744.86, " 1922
"	" 2,854.66, " 1923
"	" 2,968.84, " 1924
"	" 3,087.60, " 1925
"	" 3,211.10, " 1926
"	" 3,339.54, " 1927
"	" 3,473.13, " 1928
"	" 3,612.05, " 1929
"	" 3,756.53, " 1930
"	" 3,906.79, " 1931
"	" 4,063.07, " 1932
"	" 4,225.59, " 1933
"	" 4,394.61, " 1934
"	" 4,570.40, " 1935
"	" 4,753.21, " 1936
"	" 4,943.34, " 1937
"	" 5,141.08, " 1938
"	" 5,346.72, " 1939
"	" 5,560.59, " 1940

## CHAPTER 17.

## An Act respecting certain Colonization Roads

*Assented to 1st May, 1914.*

**W**HEREAS the councils of the townships hereinafter mentioned have passed certain by-laws purporting to be passed under *The Colonization Roads Act*, and the same have been approved by the Minister of Public Works with certain alterations directed by him in pursuance of the provisions of the said Act by reducing the total amount to be expended in the said townships respectively, and the said by-laws have been so altered and finally passed; and whereas doubt has arisen as to the degree of particularity required by the said Act in the directions of the Minister of Public Works for the alteration of the said by-laws; Preamble.  
Rev. Stat.  
c. 41.

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** It is declared that the said by-laws, being By-law Number 96 of the Township of Laird, By-law Number 413 of the United Townships of Montegale and Herschell, By-law Number 312 of the United Townships of Elzevir and Grimsthorpe, By-law Number 36 of the United Townships of Ratter and Dunnett, By-law Number 96 of the Township of Kerns, By-law Number 70 of the Township of Oso, By-law Number 126 of the Township of Tarentorus, By-law Number 96 of the Township of Evanturel, By-law Number 851 of the Township of Seymour, By-law Number 26 of the Township of Balfour, By-law Number 250 of the Township of Mayo, By-law Number 122 of the Township of McKim, By-law Number 328 of the Township of Strong, By-law Number 28 of the Township of Harris, By-law Number 7 of the Township of Hinchinbrooke, By-law Number 314 of the Township of Crooks, By-law Number 315 of the Township of Blake, and By-law Number 484 of the Township of Medonte, are confirmed and shall be deemed to have been from the respective dates of the passing thereof legal, valid and binding upon the corporations of the said townships respectively and the ratepayers thereof. By-laws confirmed.

Powers of  
municipal  
corporations  
in carrying  
out Act.

**2.** Every municipal corporation which avails itself of the provisions of *The Colonization Roads Act* shall have and may exercise all the powers necessary for the carrying out of the provisions of the said Act by a municipal corporation, and every by-law and resolution passed under the said Act which is approved by the Lieutenant-Governor in Council shall be valid and binding, notwithstanding any irregularity therein, or in the manner of passing the same, and shall not be open to question upon any grounds whatsoever.

## CHAPTER 18.

## An Act to amend The Tile Drainage Act.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 2 of *The Tile Drainage Act* is amended by striking out the figures \$10,000 where they occur in the fourth line of subsection 1 and in the fourth line of subsection 2 and inserting in lieu thereof the figures \$40,000, and by striking out the words "within twenty years" in the sixth line of subsection 1 and inserting in lieu thereof the words "within ten or twenty years," and by striking out the words "four per centum" in the ninth line of subsection 1 and inserting in lieu thereof the words "five per centum." Rev. Stat.  
c. 44, s. 2,  
amended.
2. Section 5 of *The Tile Drainage Act* is repealed and the following substituted therefor:— Rev. Stat.  
c. 44, s. 5,  
repealed.
5. The debentures shall be made payable to the Treasurer of Ontario and shall have coupons attached thereto which shall be for equal annual amounts of principal and interest. Form of  
debentures  
and coupons.
3. Subsection 1 of section 12 of *The Tile Drainage Act* is amended by inserting before the word "twenty" in the third line, the words "ten or." Rev. Stat.  
c. 44, ss. 1  
of s. 12,  
amended.
4. Subsections 1 and 2 of section 13 of *The Tile Drainage Act* are repealed. Rev. Stat.  
c. 44, ss. 1  
and 2 of s.  
13, repealed.
5. Section 17 of *The Tile Drainage Act* is repealed and the following substituted therefor:— Rev. Stat.  
c. 44, s. 17,  
repealed.
17. The council shall impose by by-law, Form 8, and shall levy and collect for the term of ten or twenty years as the council may elect, over and above all other rates upon the land in respect of Collection  
of special  
rate.  
which

which the money is lent, a special equal annual rate sufficient to discharge the principal and interest of the money lent in ten or twenty years as the case shall be, and the rate shall be collected in the same manner as other special rates imposed under *The Municipal Act*.

Rev. Stat.  
c. 192.

Rev. Stat.,  
c. 44, s. 18,  
amended.

Rate of  
interest.

6. Section 18 of *The Tile Drainage Act* is amended by striking out the words "four per centum" in the fifth line and inserting in lieu thereof the words "five per centum."

## CHAPTER 19.

## An Act respecting Advertising of Agricultural Resources by Counties.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The County Publicity Act*. Short title.

2.—(1) An association, to be known as a publicity association, may be formed in any county by the county council or in any district in such manner as may be defined by the department of agriculture. Formation of association.

(2) The objects of the association shall be the investigation of the agricultural resources and possibilities of the county or district and the advertising and publishing of the same by the preparation, publication and distribution of pamphlets and such other means as may be sanctioned by the regulations. Objects of Association.

3. All pamphlets or other literature prepared by an association shall be submitted to the Minister of Agriculture for approval before being issued. Minister to approve publications.

4. Every publicity association shall be entitled to receive from the Province out of any moneys appropriated by the Legislature for that purpose a sum equal to one-third of the total cost to the association of carrying out the objects mentioned in section 2; but the total cost on which grants shall be payable under this Act shall not exceed \$1,000 in any one county or district in any one year. Provincial grant in aid of association.

5. Application for grants payable under this Act may be made to the Minister of Agriculture, and shall be accompanied by an affidavit signed by the president and secretary of the association setting forth in detail the receipts and expenditures of the association for the period covered by the application, and the cheque shall be made payable to the order of the president and secretary of the association. Obtaining payment of provincial grant.

Power to  
make  
regulations.

**6.** The Lieutenant-Governor in Council may make such regulations as may be deemed expedient for the better carrying out of the objects of this Act.

Assistance  
of agents of  
province in  
England.

**7.** Every publicity association shall be entitled to the assistance free of charge of the agents of Ontario in Great Britain or elsewhere, in the distribution of pamphlets or other advertising matter.

## CHAPTER 20.

*Assented to 1st May, 1914.*

## An Act respecting District Representatives of the Department of Agriculture.

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The District Representative Act*. Short title.

2. The Lieutenant-Governor in Council, upon the recommendation of the Minister of Agriculture, may appoint local officers who shall be graduates of the Ontario Agricultural College and shall be described as District Representatives of the Department of Agriculture. Local representation of the Department.

3. The Minister of Agriculture may appoint assistants, stenographers or such other officers as may be necessary from time to time for the better carrying on of the work. Office staffs.

4. The Minister or such officers as he may designate shall define the duties to be discharged, and any moneys set apart for the carrying on of this work shall be expended as the Minister may direct. Regulation of duties and expenditure.

5. In each county where a District Representative is appointed in accordance with this Act the county council in each and every year shall set aside the sum of \$500 for the purpose of assisting in the carrying on of the work of such District Representative. The said sum shall be placed at the disposal of the District Representative and accounts shall be paid when certified to by an officer designated by the county council for this purpose. This section shall not apply where grants are being paid under *The Continuation Schools Act*. County grant. Rev. Stat. c. 267.

## CHAPTER 21.

## The Statute Law Amendment Act, 1914

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly, enacts as follows:—

2 George V.  
c. 21, s. 18,  
amended.

**1.** Section 18 of *The Act to Create the Territorial and Provisional Judicial District of Temiskaming* is amended by adding the following subsection:—

Writs of  
execution  
binding in  
new district.

(4) A writ of execution which was in the hands of the Sheriff of the District of Nipissing and in force on the first day of January, 1914, shall bind lands of the execution debtor now situate in the District of Temiskaming, but formerly situate in the District of Nipissing from and after the date upon which such writ of execution was delivered into the hands of the Sheriff of the District of Nipissing.

Rev. Stat.  
c. 14, s. 9,  
repealed.

**2.** Section 9 of *The Public Service Act* is repealed and the following substituted therefor:—

Temporary  
employ-  
ment in  
public  
service.

**9.** Whenever it is deemed necessary that an officer, clerk or servant shall be employed temporarily in a department, the Minister may make such appointment for a period not exceeding three months; but any such officer, clerk or servant may under an Order-in-Council be employed for a longer period not exceeding six months, and may be paid out of the moneys voted for the contingencies of the department. At the end of six months, or any lesser period, such officer, clerk or servant may be re-appointed by Order-in-Council for a further period not exceeding six months, and so on from time to time.

3. Section 22 of *The Sheriffs' Act* is amended by striking out of the ninth and tenth lines thereof the words "of the City of Toronto and of the Counties of Carleton and York." Rev. Stat.  
c. 16, s. 22,  
amended.

4. Subsection 1 of section 41 of *The Sheriffs' Act* is repealed and the following subsection substituted therefor:— Rev. Stat.  
c. 16, s. 41,  
subs. 1,  
repealed.

- (1) Where it appears by a return to the Lieutenant-Governor or to any department of the Government that in any year a sheriff has derived from the fees and emoluments and the salary, if any, of his office after deducting necessary disbursements, an income which does not exceed \$1,500 there may on the report of the Inspector of Legal Offices be paid to such sheriff out of the Consolidated Revenue Fund an amount sufficient to make up the income for the year to \$1,500, if the Lieutenant-Governor in Council so directs. Additional  
grant in  
certain  
cases.

5. Subsection 2 of section 7 of *The Public Officers' Fees Act* is repealed and the following substituted therefor:— Rev. Stat.  
c. 17,  
s. 7, subs. 2,  
amended.

- (2) On all the fees and emoluments earned by any division court clerk in each year he shall pay to the Treasurer of Ontario the following percentage:— Percentages  
payable to  
Province by  
division  
court clerks.

(a) On the excess over \$2,000 up to \$3,500, 20 per cent.

(b) On the excess over \$3,500 up to \$6,000, 30 per cent.

(c) On the excess over \$6,000, 40 per cent.

6.—(1) Section 3 of *The Audit Act* is amended by striking out the figures "\$4,000" in the third line and inserting in lieu thereof the figures "\$4,500." Rev. Stat.  
c. 23, s. 3,  
amended.  
Salary of  
auditor.

(2) The amendment made by subsection 1 shall take effect as from the 31st day of October, 1913. Commence-  
ment of  
section.

7. Subsection 1 of section 21 of *The Audit Act* is amended by adding thereto the following words:— Rev. stat.,  
c. 23, s. 21,  
amended.

"but any accounts for services during the preceding fiscal year which remain unpaid at the end of the period above mentioned shall be paid out of the appropriation for the ensuing fiscal year." Payment  
of accounts  
out of  
supply for  
next fiscal  
year.

Rev. Stat.  
c. 26, sec. 20,  
amended. **8.** Subsection 3 of section 20 of *The Mining Tax Act* is amended by adding thereto the following words:—

“Co-owner”  
what to  
include.

“incorporated company, and shareholder or shareholders therein, and in the case of a company the summons shall be directed to the company.”

“Acton Ag-  
ricultural  
Society” to  
be within  
Rev. Stat.  
c. 47.

**9.** Notwithstanding anything contained in *The Agricultural Societies Act*, the society known as “The Acton Agricultural Society” is hereby declared to be an agricultural society, under the provisions of *The Agricultural Societies Act*, and to have all the rights and privileges of an agricultural society under the said Act.

Rev. Stat.  
c. 47, s. 18,  
amended.

**10.** Subsection 3 of section 18 of *The Agricultural Societies Act* is amended by adding the following clause after clause (b) in the said subsection:—

Third ar-  
bitrator—ap-  
pointment  
by county  
judge.

(bb) If the arbitrators appointed as aforesaid fail to agree on, or either of them refuse to appoint, a third arbitrator, the senior judge of the county or district court of the county or district in which the land lies may, on the application of one or other of the said arbitrators and on notice to the other, appoint a third arbitrator.

Rev. Stat.  
c. 47, s. 24,  
subs. 2,  
amended.

**11.** Subsection 2 of section 24, of *The Agricultural Societies Act* is amended by striking out the words “one-half” in the ninth line thereof and substituting the words “60 per cent.”

Rev. Stat.  
c. 47, s. 24,  
amended.

**12.** Section 24 of *The Agricultural Societies Act*, is amended by adding the following subsection:—

Grant where  
gate re-  
ceipts re-  
duced owing  
to wet  
weather.

(3) In the event of a society which has been organized for only two years suffering loss in gate receipts owing to wet weather, it shall be entitled to receive a grant equal to 60 per cent. of the difference between the gate receipts of the current year and those of the previous year. In case of loss of gate receipts from the above cause during the third year of a society's existence, the grant shall be 60 per cent. of the difference between the gate receipts of that year and those of the average of the two previous years, but the amount to be paid shall not exceed \$300.

Rev. Stat.  
c. 47, s. 25,  
amended.

**13.** Section 25 of *The Agricultural Societies Act* is amended by striking out the words “The Industrial” in the third

third line thereof and substituting the words "The Canadian National."

**14.** Section 17 of *The Provincial Parks Act* is amended by adding after the word "sale" in the fourth line the words "and whether held for sale or not, if a quantity exceeding one quart of distilled liquor or one dozen bottles of ale is so found in the possession of any one person, such liquor;" and by adding at the end of the said section the following clause:—

Rev. Stat.  
c. 52, s. 17,  
amended.

Taking li-  
quor into  
parks.

- (a) "Distilled liquor" shall include whiskey, gin, rum and brandy; "ale" shall include beer and porter; "bottles" shall mean bottles containing not more than three half-pints each; and any parcel, package or case containing intoxicating liquor, although addressed or consigned to more than one person shall for the purpose of this section be deemed to be in the possession of one person only.

"Distilled  
liquor" and  
"ale," mean-  
ing of.

**15.**—(1) *The Judicature Act* is amended by adding thereto the following section as section 77 (a):—

Rev. Stat.  
c. 56,  
amended.

- 77.—(a) With the approval of the Lieutenant-Governor in Council every Local Registrar, Deputy Registrar, Deputy Clerk of the Crown and County Court Clerk may, by writing under his hand and seal of office, appoint a deputy who may perform all the duties required to be performed by the officer making the appointment.

Appoint-  
ment of  
deputies by  
Local Regis-  
trars, etc.

(2) The section so added shall be deemed to have been in force on and from the 16th day of April, 1912.

Commence-  
ment of  
subsection 1.

**16.**—(1) Clauses (a) and (h) of section 16 of *The County Courts Act* are repealed and the following substituted therefor:—

Rev. Stat.,  
c. 59, s. 16,  
amended.

- (a) Bracebridge on the fourth Tuesday of May and November.
- (h) Sault Ste. Marie on the fourth Tuesday of May and November.

Sitting of  
district  
courts,  
Muskoka

and  
Algoma.

(2) The said section is further amended by adding thereto the following clause:—

Rev. Stat.,  
c. 59, s. 16,  
amended.

- (j) Haileybury on the first Tuesday of June and December.

Temis-  
kaming.

Rev. Stat.  
c. 63, s. 25,  
subs. 2,  
amended.

**17.** Subsection 2 of section 25 of *The Division Courts Act* is amended by striking out the words "during absence on leave" in the third line of the subsection.

Rev. Stat.,  
c. 64, s. 37,  
subs. 1,  
amended

**18.** Subsection 1 of section 37 of *The Jurors' Act* is amended by striking out the word "December" in the second line and substituting the word "November" therefor.

Rev. Stat.  
c. 64, Sched.  
Form 1,  
amended.

**19.** Form 1 in Schedule "D" of *The Jurors' Act* is amended by inserting the heading "In the Supreme Court of Ontario."

Rev. Stat.  
c. 80,  
amended.

**20.** *The Execution Act* is amended by adding thereto the following section:—

Taking  
chattel  
mortgage  
in execu-  
tion.

29a. Where an execution debtor is a mortgagee of chattels, and the mortgage is registered as required by law, sections 25, 26, 27, 28 and 29 of this Act shall be applicable, except that the notice to be given by the sheriff shall be delivered or transmitted to the clerk of the county or district court or other officer in whose office the chattel mortgage is registered.

Rev. Stat.  
c. 88, s. 3,  
cl. (a),  
amended.  
Salary.

**21.** Clause (a) of section 3 of *The Police Magistrates Act* is amended by inserting at the commencement thereof the words and figures "\$3,200 per annum in a city having a population of 80,000 or over."

Rev. Stat.  
c. 90,  
amended.

**22.**—(1) *The Summary Convictions Act* is amended by adding thereto the following section:—

Appeal from  
conviction or  
order on  
certificate of  
Attorney-  
General.

11a.—(1) Where in any case either a conviction or an order of dismissal has been made by a justice an appeal shall lie to a divisional court if the Attorney-General certifies that in his opinion the case is of sufficient importance to justify an appeal.

Certifying  
proceed-  
ings to  
Appellate  
Division

(2) Upon such certificate being filed with the clerk of the peace he shall certify the proceedings to the Appellate Division, and a divisional court shall thereupon hear and determine the appeal without formal pleadings and shall make such order for carrying its judgment into effect as the circumstances of the case require.

Application  
of s. 11,  
subs. 3, 4.

(3) Subsections 3 and 4 of section 11 shall apply to appeals under this section.

- (4) This section shall be deemed to have been in force <sup>Section re-</sup> on and from the 1st day of January, 1910. <sup>troactive.</sup>

**23.**—(1) Section 6 of *The Crown Attorneys Act* is <sup>Rev. Stat.</sup> amended by striking out the words “the criminal law” at <sup>c. 91, s. 6.</sup> the end of the said section and substituting therefor the words “the laws of the Dominion.” <sup>amended.</sup>

(2) Section 14 of *The Crown Attorneys Act* is amended <sup>Rev. Stat., c.</sup> by adding thereto the following subsection:— <sup>91, s. 14,</sup> <sup>amended.</sup>



- (2) For attendance on appeals from the decision of <sup>Fee of</sup> magistrates under Dominion or Provincial Stat- <sup>Crown</sup> utes the crown attorney shall be entitled to a fee <sup>Attorney on</sup> of \$5 and actual travelling expenses, to be paid <sup>appeals.</sup> by the county.

**24.**—(1) The council of every county having a police <sup>County</sup> magistrate may by by-law constitute a board of commis- <sup>board of</sup> sioners of police consisting of the warden, a judge of the <sup>police com-</sup> county court and a police magistrate. <sup>missioners.</sup>

- (2) If there are two or more judges for the county or <sup>Where there</sup> two or more police magistrates, the Lieutenant-Governor in <sup>are two or</sup> Council shall designate which judge or police magistrate is <sup>more</sup> to be a member of the board. <sup>magistrates</sup> <sup>or judges.</sup>

(3) If any person named as a member of the board is ill <sup>Filling</sup> or absent from Ontario or if the office is vacant, the council <sup>vacancies.</sup> may fill the vacancy on the board by appointing a resident of the municipality to act during the vacancy.

(4) The by-law may at any time be repealed, and if re- <sup>Repeal of</sup> pealed the board shall on the first day of January next after <sup>by-law.</sup> the passing of the repealing by-law be dissolved.

(5) Sections 355, 356, 357, 360, 361, 362 and 363 of <sup>Application</sup> *The Municipal Act* shall apply *mutatis mutandis* to the <sup>of Rev.</sup> board, and the board shall have the powers which are by said <sup>Stat., c. 192,</sup> sections conferred on boards of commissioners of police in <sup>ss. 355-357,</sup> cities and towns. <sup>360-363 to</sup> <sup>apply.</sup>

**25.**—(1) Section 7 of *The Administration of Justice Ex-* <sup>Rev. Stat.</sup> *penses Act* is amended by adding thereto the following sub- <sup>c. 96, s. 7,</sup> section:— <sup>amended.</sup>

- (2) A court crier may be paid such salary in addition <sup>Crier's</sup> to or in lieu of any fees payable to him under <sup>salary.</sup> the provisions of this Act as the Lieutenant-Governor in Council may direct.

Commence-  
ment of  
salary.

(2) The amendment made by subsection 1 shall be deemed to have taken effect on and from the 19th day of March, 1910.

Rev. Stat.,  
c. 96, s. 18  
(3),  
amended.

**26.**—(1) Subsection 3 of section 16 of *The Administration of Justice Expenses Act* is amended by striking out the words “in attending inquests and preliminary hearings in indictable offences.”

Rev. Stat.,  
c. 96, s. 18,  
amended.  
County to  
pay travel-  
ling ex-  
penses of  
crown  
attorney.

(2) Section 18 of *The Administration of Justice Expenses Act* is amended by inserting after the word “prosecution” in the third line the words “including the actual travelling expenses of the crown attorney.”

Rev. Stat.,  
cap. 96,  
s. 43 (c),  
repealed.

(3) Subsection 1 of section 43 of *The Administration of Justice Expenses Act* is repealed and the following substituted therefor:—

Expenses  
of adminis-  
tration of  
justice, etc.,  
payable out  
of consoli-  
dated  
revenue.

(1) Such of the expenses of criminal justice as are mentioned in Schedule “C” and such other expenses in the said schedule as relate to the performance of duties in connection with the courts of justice shall be paid out of the Consolidated Revenue Fund.

Rev. Stat.,  
c. 96, Sched.  
A, amended.

(4) Item 1 under the title “Constables” in Schedule “A” of *The Administration of Justice Expenses Act* is amended by striking out the words “upon a warrant” and substituting therefor the words “who is subsequently convicted or committed for trial.”

Rev. Stat.,  
c. 96, sched.  
A, item 3,  
amended.

(5) Item 3 under the same title in the said Schedule is amended by adding thereto the words “if no public conveyance is available reasonable livery charges to be allowed.”

Rev. Stat.,  
c. 120, s. 37,  
repealed.

**27.** Section 37 of *The Wills Act* is repealed and the following section substituted therefor:—

When gifts  
to issue not  
to lapse.

37. Where any person, being a child or other issue of the testator to whom any real estate or personal estate is devised or bequeathed for any estate or interest not determinable at or before the death of such person, dies in the lifetime of the testator either before or after the making of the will, leaving issue, and any of the issue of such person are living at the time of the death of the testator, such devise or bequest shall not lapse but shall take effect as if the death of such person had happened immediately after the death of the testator, unless a contrary intention appears by the will.

**28.** Subsection 1 of section 28 of *The Trustee Act* is amended by adding after the word "Manitoba" in the last line but one of the said subsection the words "British Columbia." Rev. Stat. c. 121, s. 28, amended.

**29.** Section 27 of *The Assignments and Preferences Act* is amended by adding thereto the following subsection:— Rev. Stat. c. 134, s. 27, amended.

- (4) Where prior to the assignment an action has been commenced against the assignor and is pending at the time of the assignment, the assignee may, by notice served upon the plaintiff in such action, require him to proceed, and he shall be bound to proceed in that action to establish his claim, instead of bringing an action against the assignee as provided for by subsection 2 of this section, and the plaintiff may thereupon apply to the court in which the action is brought for an order adding the assignee as a party defendant in the action, and the assignee may be so added upon such terms as to the costs which may be subsequently incurred as the court or a judge thereof, or the judge making the order, shall direct. Right of assignee to compel plaintiff to proceed with action against assignor.

**30.**—(1) Subsection 1 of section 37 of *The Mechanics' and Wage-earners' Lien Act* is amended by inserting the words "ex parte" after the word "apply" in the fifth line of the said subsection. Rev. Stat. c. 140, s. 37 (1), amended.

(2) Section 38 of *The Mechanics' and Wage-earners' Lien Act* is amended by inserting the words "fees and" before the word "actual" in the fifth line of the said section. Rev. Stat. c. 140, s. 38, amended.

**31.**—(1) Subsection 1 of section 47 of *The Mechanics' and Wage-earners' Lien Act* is amended by adding at the commencement thereof the words "Subject to the provisions of subsection 1a." Rev. Stat. c. 140, s. 47, subs. 1, amended.

(2) Section 47 of *The Mechanics' and Wage-earners' Lien Act* is amended by adding thereto the following subsection:— Rev. Stat. c. 140, s. 47, amended.

- 1a. In the City of Toronto the cheques shall be delivered by the Accountant to the persons entitled or their solicitors without any requisition from such Judge or officer in accordance with the usual practice in the Accountant's office. Distribution of fund in court.

**32.** Subsection 1 of section 4 of *The Master and Servant Act* is amended by inserting immediately after the word "exceeding" in the thirteenth line the words "in the provisional judicial districts the sum of \$80 and in counties." Rev. Stat. c. 144, sect. 4, amended.

Rev. Stat.  
c. 148, s. 2,  
amended.

**33.** Section 2 of *The Marriage Act* is amended by adding the following subsection:—

Solemniza-  
tion of  
marriage  
by non-  
resident  
locum  
tenens.

- (2) Any person who is duly qualified as above provided except as to residence shall if temporarily resident in Canada for the purpose of officiating during the absence or at the request of or for the purpose of assisting the clergyman or minister of any church or religious denomination within Ontario, be deemed for the purpose of this section resident in Canada. This subsection shall be deemed to have been in force since the 24th day of March, 1911.

Rev. Stat.  
c. 164,  
sec. 37,

**34.** Section 37 of *The Pharmacy Act* is amended by adding the following subsection:—

Application  
of penalties.

- (2) The college shall forthwith refund so much of the penalty as has been received by the registrar in any case upon an order to that effect being passed by the Lieutenant-Governor in Council.

Rev. Stat.  
c. 174, s.  
5 repealed.

**35.** Section 5 of *The Embalmers' and Undertakers' Act* is repealed and the following substituted therefor:—

Secretary of  
Board of  
Examiners.

- 5.—(1) The Board may appoint some person to be the Secretary of the Board.

Payment of  
secretary.

- (2) The secretary shall be paid such salary or other remuneration as may be fixed by the Board out of the fees received by the Board under this Act.

Rev. Stat.  
c. 174, s. 7,  
cl. e  
amended.

**36.** Clause *e* of section 7 of *The Embalmers' and Undertakers' Act* is amended by striking out the words "and staff" in the second line.

Rev. Stat.  
c. 177, s. 4,  
amended.

**37.** Section 4 of *The Private Detectives' Act* is amended by striking out the figures "\$200" where they occur in the 5th and 9th lines and inserting in lieu thereof the figures "\$300."

Rev. Stat.  
c. 179, s. 7  
subs. 3,  
repealed.

**38.** Subsection 3 of section 7 of *The Extra Provincial Corporations Act* is repealed.

Rev. Stat.  
c. 184, s. 122,  
subs. 1,  
cl. (b),  
amended.

**39.**—(1) Clause (b) of subsection 1 of section 122 of *The Loan and Trust Corporations Act* is amended by striking out the words "the tenth day of February, 1897," in the sixth line and inserting in lieu thereof the words "the sixteenth day of April, 1912."

(2) Any registry purporting to have been made prior to the passing hereof by any corporation mentioned in clause (b) of subsection 1 of the said section 122 as hereby amended shall be deemed for all purposes to have been a registry under the said Act from the date of commencement of such purported registry.

Registry  
validated.

40. Subsection 2 of section 234 of *The Ontario Railway Act* is amended by adding at the end thereof the words "or to the corporation of the City of London, or the London Railway Commission, in the operation of the London and Port Stanley Railway."

Rev. Stat.  
c. 185, s. 234,  
subs. 2,  
amended.

41. Section 3 of *The Local Improvement Act* is amended by adding thereto the following subsection:—

Rev. Stat.  
c. 193, s. 9,  
amended.

(1a) The power conferred on towns by clause (l) of subsection 1, shall for all purposes be deemed to have been conferred on the 16th day of April, 1912.

Commenc-  
ing of  
powers as  
to street  
lighting.

42. Section 9 of *The Local Improvement Act* is amended by adding thereto the following subsections:—

Rev. Stat.  
c. 193, s. 9,  
amended.

(2) Where the council proceeds with any local improvement under subsection 1, a majority of the owners representing at least one-half the value of the lots which are to be specially assessed therefor, being dissatisfied with such local improvement or with the manner in which it has been undertaken, may by petition apply to the Ontario Railway and Municipal Board for relief, and the Board may thereupon investigate the complaint and make such order with respect to the local improvement as may seem proper, and after notice to the clerk of the municipality of the application and pending its determination by the Board, the council shall not proceed with the local improvement work.

Objection  
to con-  
struction  
of work  
on two-  
thirds vote  
of council.

(3) The sufficiency of such petition shall be determined in the manner provided by section 16.

Sufficiency  
of petition.

43. *The Local Improvement Act* is amended by adding the following as section 41a:—

Rev. Stat.  
c. 193,  
amended.

41a. Instead of passing a by-law under section 40 in respect of each individual work, a municipal council may pass one by-law in respect of several

One by-law  
for several  
works.

local

local improvement works, giving in such by-law in respect of each such work substantially the same information as would be given in several by-laws respecting such works, and may provide in such by-law for borrowing the aggregate cost of such several works and for issuing one series of debentures therefor.

Rev. Stat.  
c. 198, s. 2,  
cl. (h),  
amended.  
Municipal-  
ity-owner.

**44.**—(1) Clause (h) in section 2 of *The Municipal Drainage Act* is amended by adding at the end thereof the words “except as an owner within the meaning of clause (i) of this section.”

County  
highways  
and  
bridges.

(2) Clause (i) in the said section 2 is amended by adding after the word “highway” in the last line thereof, the words “and bridges.”

Rev. Stat.  
c. 214, s. 3,  
amended.

**45.** Section 3 of *The Travelling Shows Act* is amended by adding thereto the following subsection:

Refund of  
license fee  
where per-  
formance  
not given.

(2) Where the Treasurer is satisfied that owing to unforeseen circumstances a performance or exhibition has not been held on any day for which the license fee has been paid, he may direct the repayment to the licensee out of the Consolidated Revenue Fund of a proportionate part of the license fee so paid in advance.

Rev. Stat.  
c. 218, s. 34,  
subs. 3,  
repealed.

**46.** Subsection 3 of section 34 of *The Public Health Act* is repealed and the following substituted therefor:

Recovery of  
expenses of  
carrying  
out orders  
of Provin-  
cial Board.

(3) The corporation of the municipality whose treasurer shall pay the expenses so incurred as provided by subsection 2, may recover the amount so paid by action in any court of competent jurisdiction against the person certified in writing by the chief officer to have been in default, or the council of the corporation of the said municipality may direct the amount of such expenses to be added by the clerk of the municipality to the collector's roll and collected from the person so certified to be in default in like manner as municipal taxes.

Rev. Stat.  
c. 210,  
s. 94  
amended.

**47.** Section 94 of *The Public Health Act* is amended by adding thereto the following subsections:—

Sewerage  
works or  
sewage  
disposal  
works of  
city in  
adjoining  
township.

(7) The sewerage system or sewage disposal plant of an urban municipality may, with the approval of the Provincial Board, be continued into, or through, or be situate in an adjoining township municipality,

municipality, but before approving of any such work the Provincial Board shall give notice to the clerk of the township and shall hear and consider any objections which the council of the township or the residents therein may make to the location of the works.

- (8) When the approval of the Provincial Board has been obtained the corporation of the urban municipality may enter upon, take and use such lands in the township as may be necessary, and for that purpose shall have and may exercise the same powers within the township as it has within its own municipality, and paragraph 56 of section 399 of *The Municipal Act* and clauses *a* and *b* following the said paragraph shall not apply.
- Powers of urban municipality after approval of Provincial Board.  
Rev. Stat. c. 192.

48. Section 3 of *The Housing Accommodation Act* is amended by inserting after the word "conveniences" in the fifth line the words "to be sold at moderate prices or."

Rev. Stat. c. 220, s. 3, amended.

49.—(1) Section 4 of *The Children's Protection Act* is amended by striking out all the words in the first five lines and inserting in lieu thereof the following:—

Rev. Stat. c. 231, s. 4, amended.

"4. The Lieutenant-Governor in Council may appoint an officer to be known as the Superintendent of Neglected and Dependent Children and such other officers and servants as may be deemed necessary, whose salaries shall be paid out of such money as may be appropriated by the Legislature for that purpose, or partly out of money appropriated for children's aid work as directed by the Lieutenant-Governor in Council, and it shall be the duty of the superintendent".

Appointment and remuneration of superintendent, etc.

(2) The said section 4 is further amended by adding after clause (f) the following clause:—

Rev. Stat. c. 231, s. 4, amended.

(ff) to keep accurate books of account of all moneys received by him as superintendent showing in detail all receipts and payments.

Books to be kept by superintendent.

50. Section 5 of *The Children's Protection Act* is repealed and the following substituted therefor:—

Rev. Stat. c. 231, s. 5, repealed.

5. The superintendent shall have and may exercise all the powers conferred on a children's aid society and for the purposes of such society shall have power to appoint such person as he may see fit to act for him as occasion may require.

Superintendent acting in lieu of children's aid society.

Rev. Stat.  
c. 231, s. 31,  
subs. 2,  
repealed.

**51.**—(1) Subsection 2 of section 31 of *The Children's Protection Act* is repealed.

Rev. Stat.  
c. 231, s. 32,  
repealed.

(2) Section 32 of *The Children's Protection Act* is repealed.

Suspending  
sentence  
under  
Rev. Stat.  
c. 231.

**52.** In any case arising under *The Children's Protection Act* the court of summary jurisdiction or judge may impose conditions upon any person found guilty and suspend sentence subject to such conditions, and on proof at any time that such conditions have been violated may pass sentence upon such person.

Rev. Stat.  
c. 236, s. 4,  
subs. 1,  
amended.

Powers of  
censors.

**53.**—(1) Subsection 1 of section 4 of *The Theatres and Cinematographs Act* is amended by striking out the words "or absolutely to prohibit or reject" in the fourth line thereof, and by striking out the words "and to suspend for cause the license of any operator" in the fifth and sixth lines thereof, and by inserting the words "or to prohibit" after the word "permit" in the third line thereof.

Rev. Stat.  
c. 236, s. 6,  
amended.  
Stamping  
films.

(2) Section 6 of *The Theatres and Cinematographs Act* is amended by striking out all the words after the word "show" in the third line, and substituting in lieu thereof the words "plainly upon the film."

Rev. Stat.  
c. 236, s. 7,  
subs. 1,  
amended.

(3) Subsection 1 of section 7 of *The Theatres and Cinematographs Act* is amended by inserting at the beginning thereof the words "every owner, lessee or manager of a theatre and."

Theatre  
licenses.

Rev. Stat.  
c. 236, s. 7,  
subs. 2,  
amended.  
Differing  
fees may  
be charged  
for licenses.

(4) Subsection 2 of said section 7 is amended by striking out the words "may be different in the case of the user or exhibitor, in the case of the owner, lessee or manager and in the case of the person operating, and."

Rev. Stat.  
c. 236, s. 9,  
amended.

(5) Section 9 of *The Theatres and Cinematographs Act* is amended by striking out the words "authorizing the exhibition in the municipality" in the fourth and fifth lines thereof, and by inserting the words "to any theatre or" after the word "license" in the first line thereof, and the words "for such theatre, cinematograph, moving-picture machine or other similar apparatus" after the word "license" in the fourth line thereof.

Municipal  
licenses  
not to be  
issued until  
Provincial  
license  
produced.

Rev. Stat.,  
c. 236, s. 10,  
repealed.

(6) Section 10 of *The Theatres and Cinematographs Act* is repealed and the following substituted therefor:—

10. Unless accompanied by its parent or guardian or <sup>Children under 15 to be accompanied by parent or adult member of household.</sup> by an adult member of the household to which it belongs no child under the age of fifteen years shall be permitted to attend any theatre or any exhibition by cinematograph, moving picture machine or other similar apparatus at which theatre or exhibition an admission fee is charged.

(7) Section 11 of *The Theatres and Cinematographs Act* <sup>Rev. Stat. c. 236, s. 11, amended.</sup> is amended by striking out the figures "\$50" in the third line and inserting in lieu thereof the figures "\$20."

(8) Section 13 of *The Theatres and Cinematographs Act* <sup>Penalty. Rev. Stat. c. 236, s. 13, amended.</sup> is amended by striking out the words "a member of the Board of Censors" in the third line and inserting in lieu thereof the words "the inspector." <sup>Inspection.</sup>

(9) *The Theatres and Cinematographs Act* is amended <sup>Rev. Stat. c. 236.</sup> by adding at the end thereof the following section:

17. Every owner, lessee or manager of a theatre and the user or exhibitor of every moving-picture machine, cinematograph or other similar apparatus shall make such returns to the Treasurer as the Lieutenant-Governor in Council may by regulation require respecting <sup>Returns.</sup>

- (a) the seating capacity of the theatre or other building in which exhibitions are given;
- (b) the construction of the theatre or other building and the means of exit therefrom;
- (c) the number of performances or exhibitions given during the period fixed by the regulations and the nature thereof;
- (d) the number of persons admitted to such performances or exhibitions;
- (e) the charges made for admission to such theatre or other building or to any part thereof or to any class of seats therein at such performances or exhibitions;
- (f) the receipts from the sale of tickets or admissions to the said performances or exhibitions;

(g) such other matters as the Lieutenant-Governor may deem advisable for better carrying out the provisions of this Act.

Rev. Stat.  
c. 257, s. 3,  
amended.  
Penalty.

**54.** Section 3 of *The Bee Protection Act* is amended by striking out the figures "\$5" in the second line and inserting in lieu thereof the figures "\$25."

Rev. Stat.  
c. 266,  
s. 15, subs. 4,  
amended.

**55.** Subsection 4 of section 15 of *The Public Schools Act* is amended by adding after the word "where" in the first line the words "in the opinion of the inspector a change in the assessment, population or otherwise has so materially affected a school section that a readjustment of the boundaries thereof is required or where."

Rev. Stat.  
c. 266, s. 21,  
subs. 20,  
cl. (a),  
amended.

**56.** Clause (a) of subsection 20 of section 21 of *The Public Schools Act* is amended by inserting after the word "locality" in the second and third lines the words "or more than one unorganized township or locality."

Rev. Stat.  
c. 266,  
s. 36, subs 3,  
amended.

**57.** Subsection 3 of section 36 of *The Public Schools Act* is amended by adding at the end thereof the words "or by an urban municipal council in a district under the authority of section 43."

Rev. Stat.  
c. 267, s. 12,  
and former  
Acts not to  
apply to  
West Nis-  
souri School.

**58.**—(1) It is declared that section 12 of *The Continuation Schools Act*, being chapter 72 of the Acts passed in the Session held in the third and fourth years of His Majesty's Reign, and section 12 of *The Continuation Schools Act*, being chapter 267 of the *Revised Statutes of Ontario*, 1914, did not and shall not apply to the Continuation School heretofore established in the township of West Nissouri, but the said school has been since the sixth day of May, 1913, and shall be subject to the provisions of the Statute respecting Continuation Schools in force prior to the passing of the said first mentioned Act, and as regards the said School that Statute shall be deemed to have been and to be unrepealed, until the Lieutenant-Governor in Council shall otherwise direct.

Right of  
board to  
payment  
over of  
money  
raised.

(2) All payments which have been or might have been heretofore lawfully demanded by the board of trustees of the said school on account of permanent improvements or maintenance or otherwise had such first mentioned Act not been passed, and which have been approved of by the municipal council or municipal councils having jurisdiction over such continuation school, or by a vote of the ratepayers as the case may be, shall be made to the said board of trustees, and it shall be the duty of the board to demand and recover the same.

**59.** *The High Schools Act* is amended by inserting therein the following section:—

Rev. Stat.  
c. 268,  
amended.

28a. Where a high school has been established under this Act or a continuation school has been constituted a high school under section 12 of *The Continuation Schools Act*, the council of the county in the case of a county high school or the council of the city or town in the case of a high school in a city or separated town may, with the approval of the Minister, discontinue such high school, and the property of the school so discontinued may be disposed of as provided by section 28.

Discon-  
tinuing  
high school.

**60.** Subsection 4 of section 38 of *The High Schools Act* is amended by adding at the end thereof the words "or if it so desires the council of any municipality may raise its proportion of the sum required by the issue of its own debentures."

Rev. Stat.  
c. 268,  
s. 38, subs. 4,  
amended.

**61.** Subsection 1 of section 5 of *The Boards of Education Act* is amended by adding thereto the following clause:—

Rev. Stat.  
c. 269,  
s. 5, sub. 1,  
amended.

(f) When by reason of increased population additional representation on a board becomes necessary, the appointment shall be made and the election shall take place of the additional members at the regular time for the next ensuing year, and the election of such members and of those required to replace retiring members shall be decided together in accordance with the provisions of subsection 7.

Increasing  
representa-  
tion first  
election  
of new  
member.

**62.** Section 7 of *The Truancy Act* is amended by adding thereto the following subsections:—

Rev. Stat.  
c. 274, s. 7,  
amended.

(11) Where a truant officer has not been appointed and a child has failed to attend school, or has attended so irregularly as in the opinion of the inspector to necessitate special action, the inspector shall notify the parents or guardians of the child of the provisions of this Act.

Notice to  
parent by  
inspector.

(12) The non-attendance or irregular attendance of the child shall be ascertained by the teacher of the school which the child should attend by reference to the school register and to the particulars from the list prepared under subsection 1 of section 29 of *The Assessment Act* transmitted

Ascertaining  
cases  
of truancy  
or irregular  
attendance.

mitted by the clerk of the municipality to the secretary of the board, and the teacher shall report such non-attendance or irregular attendance to the inspector.

Duty of  
inspector.

- (13) It shall be the duty of the inspector when visiting every school in his inspectorate to see that the provisions of subsections 10 to 12 are complied with, and to report any breach thereof to the Department of Education.

Rev. Stat.  
c. 274,  
amended.

**63.** *The Truancy Act* is amended by adding thereto the following section:—

Municipal  
clerk to  
send school  
census to  
boards.

- 7a.** The clerk of every municipality shall furnish to the secretary of every public and separate school board in the municipality the particulars recorded in the book prepared by the assessor under subsection 1 of section 29 of *The Assessment Act* as to children whose parents or guardians are supporters of the schools under the control of the board.

Rev. Stat.  
c. 195.

c. 279,  
s. 128,  
subs. 1,  
amended.  
Limit of  
grant to  
University.

**64.** Subsection 1 of section 128 of *The University Act* is amended by adding at the end thereof the following words: "But such sum shall not exceed \$500,000 in any year."

Rev. Stat.  
c. 290,  
amended.

**65.** *The Houses of Refuge Act* is amended by inserting therein the following as section 14a:—

Break in  
residence  
when not  
to affect  
liability of  
county.

- 14a.**—(1) In the event of a person who is a subject for admission to a house of refuge being found in a county in which he has resided for less than two years, but who before coming into such county had been a resident of another county for two years or more, such person may be returned to the latter county and shall not be refused admission to the house of refuge thereof by reason of the break in his residence.

Period of  
imprison-  
ment not  
to be  
reckoned.

- (2) If for any cause such person was deprived of his liberty during such absence, the period of detention shall not be counted in determining the time of residence of such person in the first mentioned county.

Rev. Stat.  
c. 300, s. 18,  
amended.

**66.** Section 18 of *The Hospitals and Charitable Institutions Act* is amended by adding thereto the following subsection:—

- (2) Unless registered no person shall be entitled to use the title "registered nurse" either alone or in combination with any word or words or any name, title or description implying that she was registered under this Act, and any person contravening this subsection shall incur a penalty not exceeding \$25, the same to be recoverable under *The Ontario Summary Convictions Act*.

Penalty for using title of registered nurse when unqualified.

Rev. Stat. c. 92.

**67.** Where persons who are subjects of Italy, Germany, Austro-Hungary or Belgium, or of any other country which may be designated by Order-in-Council, are entitled to moneys which have been paid into Court or are in the hands of an executor or administrator such moneys may be paid out to the Consul-General of any of the said countries respectively.

Payment of moneys to which foreigners are entitled.

**68.** The Lieutenant-Governor in Council may direct the payment out of the Consolidated Revenue Fund to the Prime Minister or Treasurer of Newfoundland of the sum of \$5,000 for the relief of sufferers from the recent disasters to those engaged in the sealing and fishing industries.

Grant to Newfoundland.

**69.** Notwithstanding anything in *The Legislative Assembly Act* contained, authority is hereby given for payment of a per diem allowance of six dollars while travelling in Canada and nine dollars while travelling in the United States to each member of the commission appointed to investigate and study matters relating to the construction and maintenance of public roads and highways in addition to railway, sleeping and drawing-room car fare and other transportation, such allowance and transportation expenses to date from the first meeting of the commission in 1913, and nothing in the said Act shall render ineligible any member of the Assembly or disqualify him from sitting and voting in the Assembly by reason of his being a member of such commission or by reason of his receiving the allowance and transportation expenses above mentioned.

Payment to members of highway commission authorized.

**70.** Notwithstanding anything contained in *The Ontario Railway Act* the times for the commencement and completion of the Porcupine Rand Belt Electric Railway Company shall be one and three years respectively from the date of the passing of this Act, and the commencement and completion of the said line of railway within the said respective periods shall be a due compliance with the provisions of the said Act as if the said periods had been named therein.

Time for commencement and completion of Porcupine Rand Belt. El. Ry., extended.

Authority  
for certain  
payments  
to civil  
servants  
out of  
appropria-  
tions.

**71.** Notwithstanding anything in *The Public Service Act* or in any other Act of this Legislature, the Lieutenant-Governor in Council may direct payment to be made for special services theretofore rendered by any officer or clerk in the public service in connection with any work or service for which an appropriation has been made by the Legislature at the present session, and such payment may be in addition to any amount formerly paid on account of such special services to the officer or clerk.

## CHAPTER 22.

## An Act to amend The Coroners' Act.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** *The Coroners' Act* is amended by inserting the following section therein as section 8 (a):—

Rev. Stat.,  
c. 92.

8 (a) It shall not be necessary for the coroner to obtain any certificate from the crown attorney as to an inquest having been required.

Certificate  
of crown  
attorney as  
to necessity  
for inquest  
not required.

**2.** The said Act is amended by inserting the following section therein as section 16 (a):—

Rev. Stat.,  
c. 92,  
amended.

16 (a) The coroner may, with the sanction of the crown attorney, summon one or more, but not exceeding three, persons for the purpose of giving expert evidence, and any person so summoned shall be paid for his attendance in addition to his actual travelling expenses such fees as the coroner may certify to be reasonable not exceeding \$15 a day, and such fees and expenses shall be paid on the order of the coroner in the same manner as the other expenses of witnesses.

Rev. Stat.,  
c. 92,  
amended.

Expert  
witnesses.

**3.** Subsection 2 of section 36 of the said Act is amended by inserting after the word "stenographer" in the second line, the words "not exceeding the amount allowed to stenographers appointed for the local courts."

Rev. Stat.,  
c. 92, s. 36,  
ss. 2,  
amended.

Payment of  
stenographer

## CHAPTER 23.

## An Act to amend The Registry Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 124, s. 18,  
amended.

1. Section 18 of *The Registry Act* is amended by adding thereto the following subsection:—

Registrations  
in Algoma  
validated.

(4) Notwithstanding the provisions of subsection 2 of this section, registrations made since the sixth day of May, 1913, by the Registrar of the Provisional Judicial District of Algoma after the hour of one o'clock in the afternoon on Saturdays shall, if in other respects regular, be held to be good and valid.

Rev. Stat.,  
c. 124, s. 81,  
amended.  
Cemetery  
plans.

2. Subsection 6 of section 81 of the said Act is amended by adding thereto the words "the provisions of this section shall not apply to plans of burial plots in cemeteries."

Rev. Stat.,  
c. 124, s. 81  
subs. 14,  
amended.

3. Subsection 14 of section 81 of *The Registry Act* is amended by striking out all the words after the word "unless" in the fourth line and substituting therefor the words "the approval of the proper municipal council and of The Ontario Railway and Municipal Board as required by *The Municipal Act* is registered therewith."

Rev. Stat.,  
c. 124, s. 81  
subs. 18,  
amended.

4. Subsection 18 of the said section 81 is amended by striking out all the words after the word "council" in the third line down to and including the word "council" in the sixth line and substituting therefor the words "and of The Ontario Railway and Municipal Board where the approval of the board is required under the provisions of *The Municipal Act*."

Rev. Stat.,  
c. 192.

5. Section 109 of the said Act is amended by striking out <sup>Rev. Stat.,  
c. 124, s. 109,</sup> all the words in the first four lines of the said section and <sup>amended.</sup> substituting therefor the following:—

The Registrar and Local Master of Titles for the District of Thunder Bay and the Registrar and Local Master of Titles for the District of Sudbury shall pay to the Treasurer of Ontario of their respective net incomes in each year from their combined offices in excess of \$1,500 the following percentages:—

## CHAPTER 24.

## An Act to amend The Land Titles Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 126, s. 40,  
amended.

**1.** Section 40 of *The Land Titles Act* is amended by adding the following subsection:—

Where master declines to register instrument, or to register except upon conditions and applicant fails to appeal or comply.

(2) Where a Master declines to register an instrument on account of any deficiency or irregularity therein, or for want of evidence deemed by him to be requisite or for any other reason, and the person desiring registration after having been given such time as shall in the Master's opinion afford a reasonable opportunity to comply with the Master's requirements, fails to do so and fails to successfully appeal from the Master's decision, the Master may proceed with other registrations affecting the land as if no such instrument had been presented for registration, and he shall not be affected with notice of the contents of any instrument which he has declined to register as aforesaid.

Rev. Stat.,  
c. 126, s. 66,  
repealed.

**2.** Section 66 of the said Act is hereby repealed and the following section substituted therefor:—

Tax purchasers, registration of caution and subsequent entry as owner.

**66.**—(1) Where land is sold for taxes, the purchaser may at any time after the sale lodge a caution against the transfer of the land; and upon the completion of the time allowed by law for redemption, and upon the production of the transfer of the land in the prescribed form, with proof of the due execution thereof by the proper officer, the proper Master of Titles shall cause a notice to be mailed to the proper postoffice address of the persons who appear upon the register to be interested in the land or served upon

upon them or any of them personally; and after the expiration of three months from the mailing or service of the notice, shall, if no other person has become entitled by priority of registration, register the purchaser at the sale as owner of the land, with an absolute title; and shall, if required, issue to him a certificate of ownership in the prescribed form unless the registration is in the meantime stayed by order of the Court, and in that case the registration shall not be made nor shall the certificate be issued, except in accordance with the order and direction of the court.

- (2) If any person appearing upon the register to be interested in the land acquired such interest after the tax sale, the notice to be given to him shall require him, if he objects to the registration of the tax purchaser as owner, or if, having a charge only, he claims priority for such charge, to file his objection or claim verified by affidavit with the proper Master, before the expiration of one month from the mailing or other service of the notice, and subject to section 140, such Master shall hear and determine such objection or claim upon notice to the parties interested and registration shall be made in accordance with the final determination of the matter. Notice to persons interested.
- (3) Where a tax purchaser fails to lodge a caution or to lodge his deed for registration prior to the registration of the title of a purchaser or chargee, claiming from or through the person who was the registered owner at the time of the tax sale, for valuable consideration and without actual notice of the tax sale, he shall lose his priority. (*Vide* R.S.O. 1914, cap. 124, s. 78.) Forfeiture of priority of tax purchaser.
- (4) Where it is made to appear to the Master that the purchaser has so dealt with the land that a mechanic's lien has, or probably has, attached thereto subsequent to the sale and a claim of lien has been registered against the land the Master may register the purchaser's title as subject to the claim of lien. Mechanic's lien.

3. Subsection 12 of section 123 of *The Land Titles Act* is amended by inserting the words "and fixtures" after the word "buildings" where this word occurs in the twelfth line of the said subsection. Rev. Stat. c. 126, s. 123 subs. 12. amended.

## CHAPTER 25.

An Act to provide for Compensation to Workmen for Injuries sustained and Industrial Diseases contracted in the course of their Employment.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

## PRELIMINARY.

Short title.     **1** This Act may be cited as *The Workmen's Compensation Act*.

Interpretation.     **2.**—(1) In this Act:—

"Accident."     (a) "Accident" shall include a wilful and an intentional act, not being the act of the workman and a fortuitous event occasioned by a physical or natural cause;

"Accident fund."     (b) "Accident Fund" shall mean the fund provided for the payment of compensation under this Act;

"Board."     (c) "Board" shall mean Workmen's Compensation Board;

"Construction."     (d) "Construction" shall include re-construction, repair, alteration and demolition;

"Dependants."     (e) "Dependants" shall mean such of the members of the family of a workman as were wholly or partly dependent upon his earnings at the time of his death or who but for the incapacity due to the accident would have been so dependent;

(f)

- (f) "Employer" shall include every person having in his service under a contract of hiring or apprenticeship, written or oral, express or implied, any person engaged in any work in or about an industry, and where the services of a workman are temporarily let or hired to another person by the person with whom the workman has entered into such a contract the latter shall be deemed to continue to be the employer of the workman whilst he is working for that other person; <sup>"Employer."</sup>
- (g) "Employment" shall include employment in an industry or any part, branch or department of an industry; <sup>"Employment."</sup>
- (h) "Industrial disease" shall mean any of the diseases mentioned in Schedule 3, and any other disease which by the Regulations is declared to be an industrial disease; <sup>"Industrial disease."</sup>
- (i) "Industry" shall include establishment, undertaking, trade and business; <sup>"Industry."</sup>
- (j) "Invalid" shall mean physically or mentally incapable of earning; <sup>"Invalid."</sup>
- (k) "Manufacturing" shall include making, preparing, altering, repairing, ornamenting, printing, finishing, packing, assembling the parts of and adapting for use or sale any article or commodity; <sup>"Manufacturing."</sup>
- (l) "Medical Referee" shall mean medical referee appointed by the Board; <sup>"Medical referee."</sup>
- (m) "Member of the Family" shall mean and include wife, husband, father, mother, grandfather, grandmother, stepfather, stepmother, son, daughter, grandson, granddaughter, stepson, stepdaughter, brother, sister, half-brother and half-sister, and a person who stood *in loco parentis* to the workman or to whom the workman stood *in loco parentis*, whether related to him by consanguinity or not so related, and where the workman is the parent or grandparent of an illegitimate child, shall include such child, and where the workman is an illegitimate child shall include his parents and grandparents; <sup>"Member of the family."</sup>
- (n) "Outworker" shall mean a person to whom articles or materials are given out to be made up, cleaned <sup>"Outworker."</sup>

cleaned, washed, altered, ornamented, finished, repaired, or adapted for sale in his own home or on other premises not under the control or management of the person who gave out the articles or materials;

"Regulations."

(o) "Regulations" shall mean regulations made by the Board under the authority of this Act;

"Workman."

(p) "Workman" shall include a person who has entered into or works under a contract of service or apprenticeship, written or oral, express or implied, whether by way of manual labour, or otherwise, but shall not include an out-worker, or a person engaged in clerical work and not exposed to the hazards incident to the nature of the work carried on in the employment.

Municipal corporations, etc., and school boards.

(2) The exercise and performance of the powers and duties of:—

- (a) a municipal corporation;
- (b) a public utilities commission;
- (c) any other commission having the management and conduct of any work or service owned by or operated for a municipal corporation;
- (d) the board of trustees of a police village; and
- (e) a school board,

shall for the purposes of Part I be deemed the trade or business of the corporation, commission, board of trustees or school board, but the obligation to pay compensation under Part I shall apply only to such part of the trade or business as, if it were carried on by a company or an individual, would be an industry for the time being included in Schedule 1 or Schedule 2, and to workmen employed in or in connection therewith.

## PART I.

## COMPENSATION.

3.—(1) Where in any employment to which this Part <sup>Compensation to workmen.</sup> applies, personal injury by accident arising out of and in the course of the employment is after a day to be named by proclamation of the Lieutenant-Governor in Council, caused to a workman his employer shall be liable to provide or to pay compensation in the manner and to the extent hereinafter mentioned except where the injury:—

(a) does not disable the workman for the period of at <sup>Exceptions.</sup> least seven days from earning full wages at the work at which he was employed, or

(b) is attributable solely to the serious and wilful misconduct of the workman unless the injury results in death or serious disablement.

(2) Where the accident arose out of the employment, <sup>Presumptions.</sup> unless the contrary is shown, it shall be presumed that it occurred in the course of the employment, and where the accident occurred in the course of the employment, unless the contrary is shown, it shall be presumed that it arose out of the employment.

(3) Where compensation for disability is payable it <sup>Compensation to date from disability.</sup> shall be computed and be payable from the date of the disability.

(4) This section shall not apply to a person whose employment is of a casual nature and who is employed otherwise <sup>Section not to apply to casual employment.</sup> than for the purposes of the employer's trade or business.

4. Employers in the industries for the time being included in Schedule 2 shall be liable individually to pay the compensation. <sup>Employers individually liable.</sup>

5. Employers in the industries for the time being included in Schedule 1, shall be liable to contribute to the accident fund as hereinafter provided, but shall not be liable <sup>Employers liable to contribute to the accident fund.</sup> individually to pay the compensation.

6.—(1) Where the place or chief place of business of an employer is situate in Ontario and an accident happens while the workman is employed elsewhere than in Ontario which would entitle him or his dependants to compensation under

this

this Part if it had happened in Ontario the workman and his dependants shall be entitled to compensation under this Part if the usual place of employment of the workman is in Ontario and his employment out of Ontario has lasted less than six months.

(2) Except as provided by subsection 1 no compensation shall be payable under this Part where the accident to the workman happens out of Ontario unless it happens on a steamboat, ship or vessel, or on a railway, and the nature of the employment is such that in the course of the work or service which the workman performs it is required to be performed both within and without Ontario.

Where compensation payable by law of foreign country, workman to elect.

7.—(1) Where by the law of the country or place in which the accident happens the workman or his dependants are entitled to compensation in respect of it they shall be bound to elect whether they will claim compensation under the law of such country or place or under this Part and to give notice of such election, and if such election is not made and notice given it shall be presumed that they have elected not to claim compensation under this Part.

How election to be made.

(2) Notice of the election, where the compensation under this Part is payable by the employer individually, shall be given to the employer, and where the compensation is payable out of the accident fund to the Board and shall be given in both cases within three months after the happening of the accident, or in case it results in death, within three months after the death or within such longer period as either before or after the expiration of such three months the Board may allow.

Dependants not resident in Ontario.

8.—(1) Where a dependant is not a resident of Ontario he shall not be entitled to compensation unless by the law of the place or country in which he resides the dependants of a workman to whom an accident happens in such place or country if resident in Ontario would be entitled to compensation and where such dependants would be entitled to compensation under such law the compensation to which the non-resident dependant shall be entitled under this Part shall not be greater than the compensation payable in the like case under that law.

Exception.

(2) Notwithstanding the provisions of subsection 1 the Board may make such allowance in lieu of compensation to any such non-resident dependant as may be deemed proper and may pay the same out of the accident fund.

**9**—(1) Where an accident happens to a workman in the course of his employment under such circumstances as entitle him or his dependants to an action against some person other than his employer the workman or his dependants if entitled to compensation under this Part may claim such compensation or may bring such action.

Where workman entitled to action against person other than employer, action may be brought.

(2) If an action is brought and less is recovered and collected than the amount of the compensation to which the workman or his dependants are entitled under this Part the difference between the amount recovered and collected and the amount of such compensation shall be payable as compensation to such workman or his dependants.

Workman entitled to difference between compensation under Act and amount collected.

(3) If the workman or his dependants elect to claim compensation under this Part the employer, if he is individually liable to pay it, and the Board if the compensation is payable out of the accident fund shall be subrogated to the rights of the workman or his dependants and may maintain an action in his or their names against the person against whom the action lies and any sum recovered from him by the Board shall form part of the accident fund.

Subrogation of employer or Board to rights of workman.

(4) The election shall be made and notice of it shall be given within the time and in the manner provided by section 7.

How Election to be made.

**10.**—(1) Where the compensation is payable by the employer individually and a person, in this section referred to as the principal, in the course of or for the purposes of his trade or business contracts with any other person, in this section referred to as the contractor, for the execution by or under the contractor of the whole or any part of any work undertaken by the principal, the principal shall be liable to pay to any workman employed in the execution of the work the compensation which he would have been liable to pay if that workman had been immediately employed by him.

Principals and contractors.

(2) Where compensation is claimed from the principal in this Part reference to the principal shall be substituted for reference to the employer, except that the amount of the compensation shall be calculated with reference to the earnings of the workman under the employer by whom he is immediately employed.

(3) Where the principal is liable to pay compensation under this section he shall be entitled to be indemnified by any person who would have been liable to pay compensation to the workman independently of this section and all questions as to the right to and the amount of any such indemnity shall be determined by the Board.

(4) Nothing in this section shall prevent a workman claiming compensation under this Part from the contractor instead of the principal.

(5) This section shall not apply where the accident happens elsewhere than on or in or about premises on which the principal has undertaken to execute the work or which are otherwise under his control or management.

Member of family of employer employed as workman.

11. Where compensation is payable out of the accident fund, a member of the family of an employer shall not be entitled to compensation unless he was at the time of the accident carried on the pay roll of the employer and his wages were included in the then last statement furnished to the Board under section 78 nor for the purpose of determining the compensation shall his earnings be taken to be more than the amount of his wages, as shown by such pay roll and statement.

Employer carried on payroll entitled to compensation.

12. Where compensation is payable out of the accident fund an employer who is carried on his pay-roll at a salary or wages which the Board deems reasonable but not exceeding the rate of \$2,000 per annum, shall if such salary or wages were included in the then last statement furnished to the Board under section 78, be deemed to be a workman within the meaning of this Act and shall be entitled to compensation accordingly, but for the purpose of determining the compensation his earnings shall not be taken to be more than the amount of his salary or wages as shown by such pay roll and statement.

No action to be brought to recover compensation.

13. No action shall lie for the recovery of the compensation whether it is payable by the employer individually or out of the accident fund, but all claims for compensation shall be heard and determined by the Board.

Workman entitled to compensation residing out of Ontario.

14. If a workman receiving a weekly or other periodical payment ceases to reside in Ontario he shall not thereafter be entitled to receive any such payment unless a medical referee certifies that the disability resulting from the injury is likely to be of a permanent nature and if a medical referee so certifies and the Board so directs the workman shall be entitled quarterly to the amount of the weekly or other periodical payments accruing due if he proves in such manner as may be prescribed by the Regulations his identity and the continuance of the disability in respect of which the same is payable.

Compensation to be in lieu of

15. The right to compensation provided for by this Part shall be in lieu of all rights and rights of action, statutory

or

or otherwise, to which a workman or his dependants are <sup>all actions and rights</sup> or may be entitled against the employer of such workman <sup>of action against</sup> for or by reason of any accident which happens to him while <sup>employer.</sup> in the employment of such employer, and after the day named by proclamation as mentioned in section 3, and no action in respect thereof shall thereafter lie.

**16.** It shall not be competent for a workman to agree <sup>Right to compensation may not be waived.</sup> with his employer to waive or to forego any of the benefits to which he or his dependants are or may become entitled under this Part and every agreement to that end shall be absolutely void.

**17.**—(1) Where the compensation is payable by an em- <sup>Agreement as to compensation not valid unless approved by the Board.</sup> ployer individually no agreement between a workman or dependant and the employer for fixing the amount of the compensation or by which the workman or dependant accepts or agrees to accept a stipulated sum in lieu or in satisfaction of it shall be binding on the workman or dependant unless it is approved by the Board.

(2) Subsection 1 shall not apply to compensation for tem- <sup>Exceptions.</sup> porary disability lasting for less than four weeks, but in such cases the Board may, on the application of the workman or dependant, set aside the agreement on such terms as may be deemed just.

(3) Nothing in this section shall be deemed to authorize the making of any such agreement except with respect to an accident that has happened and the compensation to which the workman or dependant has become entitled because of it.

**18.**—(1) It shall not be lawful for an employer, either <sup>Deduction not to be made from wages.</sup> directly or indirectly, to deduct from the wages of any of his workmen any part of any sum which the employer is or may become liable to pay to the workman as compensation under this Part or to require or to permit any of his workmen to contribute in any manner towards indemnifying the employer against any liability which he has incurred or may incur under this Part.

(2) Every person who contravenes any of the provisions <sup>Penalty.</sup> of subsection 1 shall for every such contravention incur a penalty not exceeding \$50 and shall also be liable to repay to the workman any sum which has been so deducted from his wages or which he has been required or permitted to pay in contravention of subsection 1.

**19.** Unless with the approval of the Board no sum pay- <sup>Compensation not assignable or liable to weekly attachment.</sup> able as compensation or by way of commutation of any

weekly or other periodical payment in respect of it shall be capable of being assigned, charged or attached, nor shall it pass by operation of law except to a personal representative nor shall any claim be set off against it.

Notice of accident to be given.

**20.**—(1) Subject to subsection 5 compensation shall not be payable unless notice of the accident is given as soon as practicable after the happening of it and before the workman has voluntarily left the employment in which he was injured and unless the claim for compensation is made within six months from the happening of the accident or in case of death within six months from the time of death.

Nature of notice.

(2) The notice shall give the name and address of the workman and shall be sufficient if it states in ordinary language the cause of the injury and where the accident happened.

Service of notice.

(3) The notice may be served by delivering it at or sending it by registered post addressed to the place of business or the residence of the employer, or where the employer is a body of persons, corporate or unincorporate, by delivering it at or sending it by registered post addressed to the employer at the office or if there are more offices than one at any of the offices of such body of persons.

Notice to Board.

(4) Where the compensation is payable out of the accident fund the notice shall also be given to the Board by delivering it to or at the office of the Secretary or by sending it to him by registered post addressed to his office.

Failure to give, or defect in notice not to affect right to compensation in certain cases.

(5) Failure to give the prescribed notice or any defect or inaccuracy in a notice shall not bar the right to compensation if in the opinion of the Board the employer was not prejudiced thereby or where the compensation is payable out of the accident fund if the Board is of opinion that the claim for compensation is a just one and ought to be allowed.

Workman to submit to examination

**21.**—(1) A workman who claims compensation, or to whom compensation is payable under this Part shall if so required by his employer submit himself for examination by a duly qualified medical practitioner provided and paid for by the employer and shall if so required by the Board submit himself for examination by a medical referee.

In accordance with regulations.

(2) A workman shall not be required at the request of his employer to submit himself for examination otherwise than in accordance with the Regulations.

**22.**—(1) Where a workman has upon the request of his employer submitted himself for examination, or has been examined by a duly qualified medical practitioner selected by himself, and a copy of the report of the medical practitioner as to the workman's condition has been furnished in the former case by the employer to the workman and in the latter case by the workman to the employer the Board may, on the application of either of them, refer the matter to a medical referee.

In case of difference between medical examiners, etc., reference may be made to medical referee.

(2) The medical referee to whom a reference is made under the next preceding subsection or who has examined the workman by the direction of the Board under subsection 1 of section 21, shall certify to the Board as to the condition of the workman and his fitness for employment, specifying where necessary the kind of employment and his certificate unless the Board otherwise directs shall be conclusive as to the matters certified.

Certificate of medical referee when final.

(3) If a workman does not submit himself for examination when required to do so as provided by subsection 1 of section 21, or on being required to do so does not submit himself for examination to a medical referee under that subsection or under subsection 1 of this section, or in any way obstructs any examination, his right to compensation or if he is in receipt of a weekly or other periodical payment his right to it shall be suspended until such examination has taken place.

Failure to submit to examination or obstructing it.

**23.** Any weekly or other periodical payment to a workman may be reviewed at the request of the employer or of the workman, if the compensation is payable by the employer individually, or, if the compensation is payable out of the accident fund, of the Board's own motion or at the request of the workman and on such review the Board may put an end to or diminish or may increase such payment to a sum not beyond the maximum hereinafter prescribed.

Review of compensation.

**24.** Where the workman was at the date of the accident under twenty-one years of age and the review takes place more than six months after the accident the amount of a weekly payment may be increased to the sum to which he would have been entitled if his average earnings had at the date of the accident been equal to what if he had not been injured he would probably have been earning at the date of the review.

Increase of compensation to workman under 21.

**25.**—(1) Where the compensation is payable by an employer individually, the employer may, with the consent of the

Commutation of payments for lump sum.

the workman or dependant to whom it is payable and with the approval of the Board, but not otherwise, and where it is payable out of the accident fund the Board may commute the weekly or other periodical payments payable to a workman or a dependant for a lump sum.

Lump  
sum to be  
paid to  
Board.

(2) Where the lump sum is payable by the employer individually it shall be paid to the Board.

Applica-  
tion of  
lump  
sum.

(3) The lump sum may be:—

(a) applied in such manner as the workman or dependant may direct;

(b) paid to the workman or dependant;

(c) invested by the Board and applied from time to time as the Board may deem most for the advantage of the workman or dependant;

(d) paid to trustees to be used and employed upon and subject to such trusts and for the benefit of such persons as, in case it is payable by the employer individually, the workman or dependant directs and the Board approves, or, if payable out of the accident fund, as may be desired by the workman or dependant and approved by the Board;

(e) applied partly in one and partly in another or others of the modes mentioned in clauses (a), (b), (c) and (d),

as the Board may determine.

Commuta-  
tion  
of weekly  
payments.

**26.**—(1) Where a weekly or other periodical payment is payable by the employer individually and has been continued for not less than six months, the Board may on the application of the employer allow the liability therefor, to be commuted by the payment of a lump sum of such an amount as, if the disability is permanent, would purchase an immediate annuity from a life insurance company approved by the Board, equal to seventy-five per cent. of the annual value of the weekly or other periodical payments, and in other cases of such an amount as the Board may deem reasonable.

Applica-  
tion of  
lump  
sum

(2) The sum for which a payment is commuted under subsection 1. shall be paid to the Board and shall be dealt with in the manner provided by section 25.

**27.**—(1) Where an employer insured by a contract of insurance of an insurance company or any other underwriter is individually liable to make a weekly or other periodical payment to a workman or his dependants and the payment has continued for more than six months the liability shall, if the Board so directs before the expiration of twelve months from the commencement of the disability of the workman or his death, if the accident resulted in death, be commuted by the payment of a lump sum in accordance with the next preceding section, and the company or underwriter shall pay the lump sum to the Board, and it shall be dealt with in the manner provided by section 25.

insurance company required to commute weekly or other periodical payment.

(2) This section shall not apply to a contract of insurance entered into before the passing of this Act.

**28.** The Board may require an employer who is individually liable to pay the compensation to pay to the Board a sum sufficient to commute in accordance with section 26, any weekly or other periodical payments which are payable to the workman during his life or to his widow during her widowhood and such sum shall be applied by the Board in the payment of such weekly or other periodical payments as they from time to time become payable, but if the sum paid to the Board is insufficient to meet the whole of such weekly or other periodical payments the employer shall nevertheless be liable to make such of them as fall due after the sum paid to the Board is exhausted, and if the sum paid is more than sufficient for that purpose the excess shall be returned to the employer when the right to compensation comes to an end.

Board may require employer to pay sum sufficient to commute.

**29.** The Board may require an employer who is individually liable to pay the compensation to insure his workmen and keep them insured against accidents in respect of which he may become liable to pay compensation in a company approved by the Board for such amount as the Board may direct and in default of his doing so the Board may cause them to be so insured and may recover the expense incurred in so doing from the employer.

Board may require employer to insure his workmen.

**30.**—(1) Where an employer who is individually liable to pay the compensation is insured against his liability to pay compensation, the Board may require the insurance company or other underwriter to pay the sum which under the contract of insurance such company or underwriter would be liable to pay to the employer in respect of an accident to a workman who becomes, or whose dependants become entitled to compensation under this Part, directly to the Board

Where employer insured Board may require insurer to pay amount payable to employer directly to Board.

in discharge or in discharge *pro tanto* of the compensation to which such workman or his dependants are found to be entitled.

Notice to  
be given to  
insurer.

(2) In any case to which subsection 1 applies where a claim for compensation is made notice of the claim shall be given to the insurance company or other underwriter and to the employer and the Board shall determine not only the question of the right of the workman or dependant to compensation but also the question whether the whole or any part of it should be paid directly by the insurance company or other underwriter as provided by subsection 1.

Sect. 25  
to apply.

(3) Section 25 shall apply to the compensation payable to the Board under subsection 1.

In case of  
permanent  
disability  
employer  
may be  
required to  
pay capital  
sum.

**31.**—(1) Where the accident causes permanent disability, either total or partial or the death of the workman and the compensation is payable by the employer individually the Board may require the employer to pay to the Board such sum as in its opinion will be sufficient with the interest thereon if invested so as to earn interest at the rate of 5 per cent. per annum to meet the future payments to be made to the workman or his dependants, and such sum when paid to the Board shall be invested by it and shall form a fund to meet such future payments.

or to give  
security for  
payment  
of com-  
pensation

(2) The Board, instead of requiring the employer to make the payment provided for by subsection 1, may require him to give such security as the Board may deem sufficient for the future payments.

Compensa-  
tion not  
payable  
during  
suspension.

**32.** Where a right to compensation is suspended under the provisions of this Part no compensation shall be payable in respect of the period of suspension.

#### SCALE OF COMPENSATION.

Compensa-  
tion in case  
of death.

**33.**—(1) Where death results from an injury the amount of the compensation shall be:—

- (a) The necessary expenses of the burial of the workman not exceeding \$75.
- (b) Where the widow or an invalid husband is the sole dependant a monthly payment of \$20.
- (c) Where the dependants are a widow or an invalid husband and one or more children, a monthly payment

payment of \$20, with an additional monthly payment of \$5 for each child under the age of 16 years, not exceeding in the whole \$40.

(d) Where the dependants are children a monthly payment of \$10 to each child under the age of 16 years, not exceeding in the whole, \$40.

(e) Where the workman was under the age of 21 years, and the dependants are his parents or one of them, a monthly payment of \$20, ceasing when the workman would have attained the age of 21 years or at such later period as the Board may deem just.

(f) Where the sole dependants are persons other than those mentioned in the foregoing clauses a sum reasonable and proportionate to the pecuniary loss to such dependants occasioned by the death, to be determined by the Board, but not exceeding in the whole \$40 per month.

(2) In the case provided for by clause (f) of subsection 1, the payments shall continue only so long as in the opinion of the Board it might reasonably have been expected had the workman lived he would have continued to contribute to the support of the dependants. Duration of payments under clause (f) of subsection 1.

(3) Where there are both total and partial dependants the compensation may be allotted partly to the total and partly to the partial dependants. Compensation to dependants.

(4) Where the Board is of opinion that for any reason it is necessary or desirable that a payment in respect of a child should not be made directly to its parent, the Board may direct that the payment be made to such person or be applied in such manner as the Board may deem most for the advantage of the child. Board may apply payment for benefit of children

(5) The compensation payable as provided by subsection 1, shall not in any case exceed 55 per cent. of the average monthly earnings of the workman mentioned in section 37, and if the compensation payable under that subsection would in any case exceed that percentage it shall be reduced accordingly, and where several persons are entitled to monthly payments the payments shall be reduced proportionately. Compensation not to exceed percentage of wages in certain cases.

**34.**—(1) If a dependant widow marries the monthly payments to her shall cease, but she shall be entitled in lieu Marriage of widow.

of them to a lump sum equal to the monthly payments for two years and such lump sum shall be payable within one month after the day of her marriage.

Exception.

(2) Subsection 1 shall not apply to payments to a widow in respect of a child.

When payments to child to cease.

**35.** A monthly payment in respect of a child shall cease when the child attains the age of 16 years or dies.

Expense of medical attendance where no dependants.

**36.** Where a workman leaves no dependants such sum as the Board may deem reasonable for the expenses of his medical attendance and of his burial shall be paid to the persons to whom such expenses are due.

Compensation in case of permanent total disability.

**37.** Where permanent total disability results from the injury the amount of the compensation shall be a weekly payment during the life of the workman equal to 55 per cent. of his average weekly earnings during the previous twelve months if he has been so long employed, but if not then for any less period during which he has been in the employment of his employer.

Permanent partial disability.

**38.**—(1) Where permanent partial disability results from the injury the compensation shall be a weekly payment of 55 per cent. of the difference between the average weekly earnings of the workman before the accident and the average amount which he is earning or is able to earn in some suitable employment or business after the accident and the compensation shall be payable during the lifetime of the workman.

Payment of lump sum.

(2) Where the impairment of the earning capacity of the workman does not exceed 10 per cent. of his earning capacity instead of such weekly payment the Board shall, unless in the opinion of the Board it would not be to the advantage of the workman to do so, direct that such lump sum as may be deemed to be the equivalent of it shall be paid to the workman.

Temporary total disability.

**39.** Where temporary total disability results from the injury the compensation shall be the same as that prescribed by section 37, but shall be payable only so long as the disability lasts.

Temporary partial disability.

**40.** Where temporary partial disability results from the injury the compensation shall be the same as that prescribed by section 38, but shall be payable only so long as the disability lasts and subsection 2 of that section shall apply.

41.—(1) Average earnings shall be computed in such a manner as is best calculated to give the rate per week or month at which the workman was remunerated but not so as in any case to exceed the rate of \$2,000 per annum.

How average earnings to be computed.

(2) Where owing to the shortness of the time during which the workman was in the employment of his employer or the casual nature of his employment or the terms of it, it is impracticable to compute the rate of remuneration as of the date of the accident regard may be had to the average weekly or monthly amount which during the twelve months previous to the accident was being earned by a person in the same grade employed at the same work by the same employer, or if there is no person so employed then by a person in the same grade employed in the same class of employment and in the same locality.

In case of shortness of service or its casual nature.

(3) Where the workman has entered into concurrent contracts of service with two or more employers under which he worked at one time for one of them and at another time for another of them his average earnings shall be computed on the basis of what he would probably have been earning if he had been employed solely in the employment of the employer for whom he was working at the time of the accident.

Where two or more employers

(4) Employment by the same employer shall mean employment by the same employer in the grade in which the workman was employed at the time of the accident uninterrupted by absence from work due to illness or any other unavoidable cause.

Meaning of employment by same employer concurrently.

(5) Where the employer was accustomed to pay the workman a sum to cover any special expenses entailed on him by the nature of his employment that sum shall not be reckoned as part of his earnings.

Special expenses not to be included.

42.—(1) In fixing the amount of a weekly or monthly payment regard shall be had to any payment, allowance or benefit which the workman may receive from his employer during the period of his disability, including any pension, gratuity or other allowance provided wholly at the expense of the employer.

Matters to be considered in fixing payments.

(2) Where the compensation is payable out of the accident fund any sum deducted from the compensation under subsection 1 may be paid to the employer out of the accident fund.

Provision  
for fort-  
nightly or  
monthly  
payments.

**43.** Where the compensation is payable out of the accident fund the Board may wherever it is deemed advisable provide that the payments of compensation may be fortnightly or monthly instead of weekly.

Payments  
in case of  
infant.

**44.** Where a workman or a dependant is an infant under the age of 21 years or under any other legal disability the compensation to which he is entitled may be paid to such person or be applied in such manner as the Board may deem most for his advantage.

#### THE WORKMEN'S COMPENSATION BOARD.

Workmen's  
Compensa-  
tion Board,  
how consti-  
tuted.

**45.** There is hereby constituted a Commission for the administration of this Part to be called "The Workman's Compensation Board," which shall consist of three members to be appointed by the Lieutenant-Governor in Council and shall be a body corporate.

Chairman.

**46.**—(1) One of the Commissioners shall be appointed by the Lieutenant-Governor in Council to be the Chairman of the Board and he shall hold that office while he remains a member of the Board and another of the Commissioners shall be appointed by the Lieutenant-Governor in Council Vice-Chairman of the Board.

Vice-chair-  
man.

When vice-  
chairman  
may act

(2) In the absence of the Chairman or in case of his inability to act or if there is a vacancy in the office, the Vice-chairman may act as and shall have all the powers of the Chairman.

Appoint-  
ment of  
commis-  
sioner *pro*  
*tempore*.

**47.**—(1) In the case of the death, illness or absence from Ontario of a Commissioner or of his inability to act from any cause the Lieutenant-Governor in Council may appoint some person to act *pro tempore* in his stead and the person so appointed shall have all the powers and perform all the duties of a Commissioner.

(2) Subsection 1 shall apply in the case of the Chairman of the Board as well as in the case of any other member of it.

Presumption  
where vice-  
chairman  
has acted.

**48.** Where the Vice-Chairman appears to have acted for or instead of the Chairman it shall be conclusively presumed that he so acted for one of the reasons mentioned in the next preceding subsection.

Tenure of  
office of com-  
missioners.

**49.** Each Commissioner shall, subject to section 50, hold office during good behaviour but may be removed at any time for cause.

**50.** Unless otherwise directed by the Lieutenant-Governor in Council a Commissioner shall cease to hold office when he attains the age of 75 years. Age limit.

**51.** Each of the Commissioners shall devote the whole of his time to the performance of his duties under this Part. Commissioners to give whole time to duties.

**52.** The salary of the Chairman shall be \$10,000 per annum, the salary of the Vice-Chairman shall be \$8,500 per annum, and the salary of the other Commissioner shall be \$7,500 per annum, and such salaries shall be payable out of the Consolidated Revenue Fund. Salaries

**53.** The presence of two Commissioners shall be necessary to constitute a quorum of the Board. Quorum.

**54.** A vacancy in the Board shall not if there remain two members of it impair the authority of such two members to act. Vacancy not to impair authority if two members remain.

**55.** The Board shall have the like powers as the Supreme Court for compelling the attendance of witnesses and of examining them under oath, and compelling the production of books, papers, documents and things. Powers of Board.

**56.**—(1) A Commissioner shall not directly or indirectly:— Commissioners to be disqualified in certain cases.

(a) have, purchase, take or become interested in any industry, to which this Part applies or any bond, debenture or other security of the person owning or carrying it on;

(b) be the holder of shares, bonds, debentures or other securities of any company which carries on the business of employers' liability or accident insurance;

(c) have any interest in any device, machine, appliance, patented process or article which may be required or used for the prevention of accidents.

(2) If any such industry, or interest therein, or any such share, bond, debenture, security, or thing comes to or becomes vested in a Commissioner by will or by operation of law and he does not within three months thereafter sell and absolutely dispose of it he shall cease to hold office.

**57.** The offices of the Board shall be situated in the city of Toronto and its sittings shall be held there, except where it is expedient to hold sittings elsewhere, and in that case sittings may be held in any part of Ontario. Offices of Board and Sittings.

Proceed-  
ings of  
Board

**58.** The Commissioners shall sit at such times and conduct their proceedings in such manner as they may deem most convenient for the proper discharge and speedy despatch of business.

Appointment  
of secretary  
and officers

**59.**—(1) The Board shall appoint a Secretary and a Chief Medical Officer and may appoint such auditors, actuaries, accountants, inspectors, medical referees, officers, clerks and servants as the Board may deem necessary for carrying out the provisions of this Part and may prescribe their duties and, subject to the approval of the Lieutenant-Governor in Council, may fix their salaries.

Tenure  
of office

(2) Every person so appointed shall hold office during the pleasure of the Board.

Jurisdiction  
of Board

**60.**—(1) The Board shall have exclusive jurisdiction to examine into, hear and determine all matters and questions arising under this Part and as to any matter or thing in respect to which any power, authority or discretion is conferred upon the Board, and the action or decision of the Board thereon shall be final and conclusive and shall not be open to question or review in any court and no proceedings by or before the Board shall be restrained by injunction, prohibition or other process or proceeding in any court or be removable by *certiorari* or otherwise into any court.

(2) Without thereby limiting the generality of the provisions of subsection 1, it is declared that such exclusive jurisdiction shall extend to determining:

- (a) Whether any industry or any part, branch or department of any industry falls within any of the classes for the time being included in Schedule 1, and if so which of them.
- (b) Whether any industry or any part, branch or department of any industry falls within any of the classes for the time being included in Schedule 2, and if so which of them.
- (c) Whether any part of any such industry constitutes a part, branch or department of an industry within the meaning of Part 1.

Power to  
reconsider.

(3) Nothing in subsection 1 shall prevent the Board from reconsidering any matter which has been dealt with by it or from rescinding, altering or amending any decision or order previously made, all which the Board shall have authority to do.

Power of  
Board as  
to award-  
ing Com-  
pensation  
for ex-  
penses.

**61.** The Board may award such sum as it may deem reasonable to the successful party to a contested claim for compensation or to any other contested matter as compensa-  
tion

tion for the expenses he has been put to by reason of or incidental to the contest and an order of the Board for the payment by an employer of any sum so awarded when filed in the manner provided by section 63 shall become a judgment of the Court in which it is filed and may be enforced accordingly.

**62.**—(1) The Board may act upon the report of any of its <sup>Board may act on report of officers.</sup> officers and any enquiry which it shall be deemed necessary to make may be made by any one of the Commissioners or by an officer of the Board or some other person appointed to make the enquiry, and the Board may act upon his report as to the result of the inquiry.

(2) The person appointed to make the inquiry shall for the purposes of the inquiry have all the powers conferred upon the Board by section 55.

**63.** An order of the Board for the payment of compensation by an employer who is individually liable to pay the compensation or any other order of the Board for the payment of money made under the authority of this Part, or a copy of any such order certified by the Secretary to be a true copy may be filed with the clerk of any county or district court and when so filed shall become an order of that court and may be enforced as a judgment of the court. <sup>Enforcement of orders of Board.</sup>

**64.**—(1) The Board may make such Regulations as may <sup>Regulations.</sup> be deemed expedient for carrying out the provisions of this Part and to meet cases not specially provided for by this Part, and a certified copy of every regulation so made shall be transmitted forthwith to the Provincial Secretary and any regulation may within one month after it has been received by the Provincial Secretary be disallowed by the Lieutenant-Governor in Council. <sup>Power to Lieutenant-Governor to disallow.</sup>

(2) Every regulation which is approved by the Lieutenant-Governor in Council shall immediately after approval or on the day named by him for that purpose become effective, and after the period for disallowance has expired every other regulation which has not been disallowed shall become effective and every regulation which has become effective shall be forthwith published in the *Ontario Gazette*. <sup>Publication.</sup>

(3) Every person who contravenes any such regulation <sup>Penalty.</sup> after it has become effective or any rule of an association formed as provided by section 101, which has been approved and ratified as provided by that section shall for every contravention incur a penalty not exceeding \$50.

(4) Where an action in respect of an injury is brought <sup>Determination of workman's right to bring action.</sup> against an employer by a workman or a dependant the Board shall have jurisdiction upon the application of the employer to

to determine whether the workman or dependant is entitled to maintain the action or only to compensation under Part I, and if the Board determines that the only right of the workman or dependant is to such compensation the action shall be forever stayed.

Audit of  
accounts

**65.** The accounts of the Board shall be audited by the Provincial Auditor or by an auditor appointed by the Lieutenant-Governor in Council for that purpose and the salary or remuneration of the last mentioned auditor shall be paid by the Board.

Report to  
Lieutenant-  
Governor.

**66.**—(1) The Board shall on or before the 15th day of January in each year make a report to the Lieutenant-Governor of its transactions during the next preceding calendar year and such report shall contain such particulars as the Lieutenant-Governor in Council may prescribe.

Report to  
be laid  
before  
Assembly

(2) Every such report shall be forthwith laid before the Assembly if the Assembly is then in session and if it is not then in session within fifteen days after the opening of the next session.

Superin-  
tendent of  
insurance  
to examine  
into affairs  
and business  
of Board.

**67.** The Superintendent of Insurance or an officer of his Department named by him for that purpose shall once in each year and oftener if so required by the Lieutenant-Governor in Council examine into the affairs and business of the Board for the purpose of determining as to the sufficiency of the accident fund and shall report thereon to the Lieutenant-Governor in Council.

#### CONTRIBUTION BY THE PROVINCE.

Provincial  
grant to-  
wards costs  
of adminis-  
tration.

**68.** To assist in defraying the expenses incurred in the administration of this Part there shall be paid to the Board out of the Consolidated Revenue Fund such annual sum not exceeding \$100,000 as the Lieutenant-Governor in Council may direct.

#### ACCIDENT FUND.

How acci-  
dent fund  
to be  
provided.

Compensa-  
tion pay-  
able out of  
accident  
fund in  
certain  
cases.

**69.**—(1) An accident fund shall be provided by contributions to be made in the manner hereinafter provided, by the employers in the classes or groups of industries, for the time being included in Schedule 1, and compensation payable in respect of accidents which happen in any industry, included in any of such classes or groups, shall be payable and shall be paid out of the accident fund.

Industries  
in Schedule  
2 not to  
contribute.

(2) Notwithstanding the generality of the description of the classes for the time being included in Schedule 1 none of the industries included in Schedule 2 shall form part of or be deemed to be included in any of such classes, unless it is added to Schedule 1 by the Board under the authority conferred by this Part.

**70.** Where at any time there is not money available for payment of the compensation which has become due, without resorting to the reserves the Board may pay such compensation out of the reserves and shall make good the amount withdrawn from the reserves by making a special assessment upon the employers liable to provide the compensation or by including it in a subsequent annual assessment, or where it is for any reason deemed inexpedient to withdraw the amount required from the reserves the Lieutenant-Governor in Council may direct that the same be advanced out of the Consolidated Revenue Fund and in that case the amount advanced shall be collected by a special assessment and when collected shall be paid over to the Treasurer of Ontario.

**71.** It shall be the duty of the Board at all times to maintain the accident fund so that with the reserves, exclusive of the special reserve, it shall be sufficient to meet all the payments to be made out of the fund in respect of compensation as they become payable and so as not unduly or unfairly to burden the employers in any class in future years with payments which are to be made in those years in respect of accidents which have previously happened.

**72.**—(1) Subject to Section 91 it shall not be obligatory upon the Board to provide and maintain a reserve fund which shall at all times be equal to the capitalized value of the payments of compensation which will become due in future years unless the Board shall be of opinion that it is necessary to do so in order to comply with the provisions of Section 71.

(2) It shall not be necessary that the reserve fund shall be uniform as to all classes but subject to Sections 71 and 91 it shall be discretionary with the Board to provide for a larger reserve fund in one or more of the classes than in another or others of them.

**73.** If any trade or business connected with the industries of:—

Lumbering, mining, quarrying, fishing, manufacturing, building, construction, engineering, transportation, operation of electric power lines, waterworks and other public utilities, navigation, operation of boats, ships, tugs and dredges, operation of grain elevators and warehouses; teaming, scavenging and street cleaning; painting, decorating and renovating, dyeing and cleaning;

or any occupation incidental thereto or immediately connected therewith, not included in Schedule 2, is not included in any of the classes mentioned in Schedule 1, the

Board

Board shall assign it to an appropriate class or form an additional class or classes embracing the trades or businesses not so included, and until that is done except in so far as it may be otherwise provided by the Regulations such trades and businesses shall together constitute a separate group or class and shall be deemed to be included in Schedule 1.

**Jurisdiction  
of Board**

**74.**—(1) The Board shall have jurisdiction and authority to:—

**As to re-  
arrangement  
of classes**

(a) re-arrange any of the classes for the time being included in Schedule 1, and withdraw from any class any industry included in it and transfer it wholly or partly to any other class or form it into a separate class, or exclude it from the operation of Part I.

**Establishing  
other  
classes**

(b) establish other classes including any of the industries which are for the time being included in Schedule 2, or are not included in any of the classes in Schedule 1;

**Adding to  
classes**

(c) add to any of the classes for the time being included in Schedule 1, any industry which is not included in any of such classes.

**Apportion-  
ment of  
burden of  
assessment  
according  
to hazard  
of busi-  
ness, etc**

(2) Where in the opinion of the Board the hazard to workmen in any of the industries embraced in a class is less than that in another or others of such industries, or where for any other reason it is deemed proper to do so, the Board may sub-divide the class into sub-classes and if that is done the Board shall fix the percentages or proportions of the contributions to the accident fund which are to be payable by the employers in each sub-class.

**Separate  
account  
to be kept  
for each  
class and  
sub-class.**

(3) Separate accounts shall be kept of the amounts collected and expended in respect of every class and sub-class, but for the purpose of paying compensation the accident fund shall, nevertheless, be deemed one and indivisible.

**Varying  
amounts of  
assessment  
in certain  
cases**

(4) Where a greater number of accidents has happened in any industry than in the opinion of the Board ought to have happened if proper precautions had been taken for the prevention of accidents in it, or where in the opinion of the Board the ways, works, machinery or appliances in any industry are defective, inadequate or insufficient the Board may so long as such condition in its opinion continues to exist add to the amount of any contribution to the accident fund for which an employer is liable in respect of such industry such a percentage thereof as the Board may deem just and may assess and levy the same upon such employer, or the Board may exclude such industry from the class in which

which it is included, and if it is so excluded the employer shall be individually liable to pay the compensation to which any of his workmen or their dependants may thereafter become entitled and such industry shall be included in Schedule 2.

Additional percentage.

(5) Any additional percentage levied and collected under the next preceding subsection shall be added to the accident fund or applied in reduction of the assessment upon the other employers in the class or sub-class to which the employer from whom it is collected belongs as the Board may determine.

Collection and application of additional percentage.

**75.**—(1) The Board may in the exercise of the powers conferred by the next preceding section withdraw or exclude from a class industries in which not more than a stated number of workmen are usually employed and may afterwards add them to the class or classes from which they have been withdrawn, and any industry so withdrawn or excluded shall not thereafter be deemed to be included in Schedule 1 or Schedule 2.

Withdrawing small industries from classes.

(2) Where industries are withdrawn or excluded from a class under the authority of subsection 1, an employer in any of them may, nevertheless, elect to become a member of the class to which but for the withdrawal or exclusion he would have belonged, and if he so elects he shall be a member of that class and as such liable to contribute to the accident fund, and his industry shall be deemed to be embraced in Schedule 1.

Employers in industries withdrawn under s.s. 1 may elect to become members of class.

(3) Notice of the election shall be given to the Secretary of the Board and the election shall be deemed to have been made when the notice is received by him.

Notice of election.

**76.** The powers conferred by the next preceding two sections may be exercised from time to time and as often as in the opinion of the Board occasion may require.

Powers may be exercised as occasion requires.

**77.** A regulation or order made by the Board under the authority of clause (a) or clause (b) of subsection 1 of section 74, shall not have any force or effect unless approved by the Lieutenant-Governor in Council, and when so approved it shall be published in the *Ontario Gazette* and shall take effect on the expiration of one month from the first publication of it in the *Ontario Gazette*.

When Regulations become effective. Publication.

## STATEMENTS TO BE FURNISHED BY EMPLOYERS.

Statements  
to be fur-  
nished by  
employers.

**78.**—(1) Subject to the Regulations every employer shall not later than three months before the day named by proclamation as mentioned in section 3 and yearly thereafter on or before such date as shall be prescribed by the Board prepare and transmit to the Board a statement of the amount of the wages earned by all his employees during the year then last past and an estimate of the amount which will be expended for wages during the then current year, and such additional information as the Board may require, both verified by the statutory declaration of the employer or the manager of the business, or where the employer is a corporation by an officer of the corporation having a personal knowledge of the matters to which the declaration relates.

Separate  
statements  
as to  
branches,  
etc.

(2) Where the business of the employer embraces more than one branch of business or class of industry the Board may require separate statements to be made as to each branch or class of industry, and such statements shall be made, verified, and transmitted as provided by subsection 1.

Failure to  
furnish  
statements.

(3) If any employer does not make and transmit to the Board the prescribed statement within the prescribed time the Board may base any assessment or supplementary assessment thereafter made upon him on such sum as in its opinion is the probable amount of the pay roll of the employer and the employer shall be bound thereby, but if it is afterwards ascertained that such amount is less than the actual amount of the pay roll the employer shall be liable to pay to the Board the difference between the amount for which he was assessed and the amount for which he would have been assessed on the basis of his pay roll.

Penalty.

(4) If an employer does not comply with the provisions of subsection 1 or subsection 2, or if any statement made in pursuance of their provisions is not a true and accurate statement of any of the matters required to be set forth in it the employer for every such non-compliance and for every such statement shall incur a penalty not exceeding \$500.

Examina-  
tion of ac-  
counts and  
books of  
employer.

**79.**—(1) The Board and any member of it, and any officer or person authorized by it for that purpose shall have the right to examine the books and accounts of the employer and to make such other enquiry as the Board may deem necessary for the purpose of ascertaining whether any statement furnished to the Board under the provisions of section 78 is an accurate statement of the matters which are required to be stated therein or of ascertaining the amount of the pay-roll of any employer, and for the purpose of any such

examination

examination and enquiry the Board and the person so appointed shall have all the powers which may be conferred on a commissioner appointed under *The Public Inquiries* Rev. Stat. c. 18.  
*Act.*

(2) An employer and every other person who obstructs or Penalty for obstruction. hinders the making of the examination and inquiry mentioned in subsection 1 or refuses to permit it to be made shall incur a penalty not exceeding \$500.

**80.**—(1) If a statement is found to be inaccurate the as- Assessment may be made to correspond with pay-rolls. sessment shall be made on the true amount of the pay roll as ascertained by such examination and enquiry or if an assessment has been made against the employer on the basis of his pay-roll being as shown by the statement the employer shall pay to the Board the difference between the amount for which he was assessed and the amount for which he would have been assessed, if the amount of the pay-roll had been truly stated, and by way of Penalty. penalty a sum equal to such difference.

(2) The Board if satisfied that the inaccuracy of the Board may relieve from penalty. statement was not intentional and that the employer honestly desired to furnish an accurate statement, may relieve him from the payment of the penalty provided for by subsection 1 or any part of it.

**81.**—(1) The Board and any member of it and any offi- Board to have right to inspect premises of employer. cer or person authorized by it for that purpose shall have the right at all reasonable hours to enter into the establishment of any employer who is liable to contribute to the accident fund and the premises connected with it and every part of them for the purpose of ascertaining whether the ways, works, machinery or appliances therein are safe, adequate and sufficient and whether all proper precautions are taken for the prevention of accidents to the workmen employed in or about the establishment or premises and whether the safety appliances or safeguards prescribed by law are used and employed therein, or for any other purpose which the Board may deem necessary for the purpose of determining the proportion in which such employer should contribute to the accident fund.

(2) An employer and every other person who obstructs Penalty for obstruction. or hinders the making of any inspection made under the authority of subsection 1, or refuses to permit it to be made, shall incur a penalty not exceeding \$500.

Information  
obtained  
not to be  
divulged.

**82.**—(1) No officer of the Board and no person authorized to make an inquiry under this Part shall divulge or allow to be divulged except in the performance of his duties or under the authority of the Board any information obtained by him or which has come to his knowledge in making or in connection with an inspection or inquiry under this Part.

Penalty.

(2) Every person who contravenes any of the provisions of subsection 1 shall incur a penalty not exceeding \$50.

Recovery  
and appli-  
cation of  
penalties.

**83.** The penalties imposed by or under the authority of this Part shall be recoverable under *The Ontario Summary Convictions Act* and when collected shall be paid over to the Board and shall form part of the accident fund.

Rev. Stat.  
c. 90.

#### ASSESSMENTS.

Provisional  
assessment.

**84.**—(1) The Board shall before the day named by proclamation as mentioned in section 3 make a provisional assessment on the employers in each class of such sum as in the opinion of the Board will be sufficient to meet the claims for compensation which will be payable by that class for the first year after the day so named and to meet the expenses of the Board in the administration of this Part for the year, and also to provide a reserve fund to pay the compensation payable in future years in respect of claims in that class for accidents happening in that year, of such an amount as the Board may deem necessary to prevent the employers in future years from being unduly or unfairly burdened with payments which are to be made in those years in respect of accidents which have previously happened.

How assess-  
ment may  
be based.

(2) The sums to be so assessed may be either a percentage of the pay-rolls of the employers or a specific sum as the Board may determine.

Provisional  
assessment  
to form  
special  
reserve.

(3) The amount raised by such provisional assessment shall be retained by the Board as a special reserve to provide for paying the compensation which becomes payable in future years for which assessments are to be made after the close of the year, and whenever the amount of such special reserve is not equal to the amount of the estimated expenditure of the Board for the current year the Board shall make a special assessment on all the employers in each class sufficient to bring the amount of the special reserve up to such estimated amount, and whenever the amount of the special reserve is greater than such estimated amount the Board shall deduct the excess from the amount for which the next annual assessment is to be made.

**85.**—(1) The Board shall in every year thereafter assess and levy upon the employers in each of the classes a sum sufficient to pay the compensation which was paid in the next preceding calendar year in respect of injuries to workmen in the industries within the class, and to provide and pay the expenses of the Board in the administration of this Part for that year and also to provide a similar reserve fund to that mentioned in subsection 1 of section 84, and such assessments may be based upon the payrolls of the employers.

Subsequent  
assess-  
ments.

(2) Where the assessment is based on the payroll of the employer and there is included in it the wages or salary of a workman who has been paid more than at the rate of \$2,000 per annum the excess shall be deducted from the amount of the payroll and the assessment shall be based on the amount of it as so reduced.

Deduction  
from payroll  
of propor-  
tion of  
wages.

(3) It shall not be necessary that the assessment upon the employers in a class or sub-class shall be uniform, but they may be fixed or graded in relation to the hazard of each or of any of the industries included in the class or sub-class.

Assessments  
need not  
be uniform.

**86.**—(1) The Board shall determine and fix the proportion or part of the sum for which a class is so assessed under the provisions of either of the next preceding two sections which is to be paid by the employers within the class or within any sub-class and every employer shall pay to the Board the sum payable by him within 15 days after notice of the assessment and of the amount so payable has been given to him.

Proportion  
of assess-  
ment pay-  
able by  
employer  
to be fixed.

Notice of as-  
sessment.

(2) The notice may be sent by registered post to the employer and shall be deemed to have been given to him on the day on which the notice was posted.

How notice  
may be  
served.

**87.** If the amount intended to be provided for by the assessment in any year is by reason of the failure of an employer to pay his proportion of it or from any other cause insufficient for the purpose for which it was made, the Board may make supplementary assessments to make up the deficiency and section 86 shall apply to such assessments but the Board may defer assessing for such deficiency until the next annual assessment is made and then include it in such assessment.

Insufficient  
assessment  
to be made  
up by sup-  
plementary  
assess-  
ments.

**88.** Where the payments made by the employers in any class are insufficient to meet the amount of any assessment upon the employers embraced in it the deficiency shall be made up by supplementary assessments upon the employers in all the classes and the provisions of section 86 shall apply to such assessments but the Board may defer assessing for such

All classes  
may be as-  
sessed for  
deficiency in  
any of them.

such deficiency until the next annual assessment is made and then include it in such assessment.

Where deficiency made good by employer, mode of application of payment.

**89.**—(1) If and so far as any deficiency mentioned in the next preceding two sections is afterwards made good wholly or partly by the defaulting employer the amount which shall have been made good shall be apportioned between the other employers in the proportions in which the deficiency was made up by them by the payment of supplementary assessments upon them and shall be credited to them in making the next assessment.

Employer not assessed liable to pay amount for which he should have been assessed.

(2) If for any reason an employer liable to assessment is not assessed in any year he shall nevertheless be liable to pay to the Board the amount for which he should have been assessed, and payment of that amount may be enforced in the same manner as the payment of an assessment may be enforced.

Amount collected to be taken into account in making subsequent assessment.

(3) Any sum collected from an employer under subsection 2 shall be taken into account by the Board in making an assessment in a subsequent year on the employers in the class or sub-class to which such employer belonged.

Employer liable to pay unpaid sums.

**90.** Notwithstanding that the deficiency arising from a default in the payment of the whole or part of any assessment has been made up by a special assessment a defaulting employer shall continue liable to pay to the Board the amount of every assessment made upon him or so much of it as remains unpaid.

Lieutenant-Governor-in-Council may require supplementary assessments to be made.

**91.** Whenever the Lieutenant-Governor in Council is of opinion that the condition of the accident fund is such that with the reserves, exclusive of the special reserve, it is not sufficient to meet all the payments to be made in respect of compensation as they become payable and so as not unduly or unfairly to burden the employers in any class in future years with payments which are to be made in those years in respect of accidents which have happened in previous years, he may require the Board to make a supplementary assessment of such sum as in his opinion is necessary to be added to the fund, and when such a requirement is made the Board shall forthwith make such supplementary assessment and it shall be made in like manner as is hereinbefore provided as to other special assessments and all the provisions of this Part as to special assessments shall apply to it.

Formation of reserves.

**92.** In order to maintain the accident fund as provided by section 71 the Board may from time to time and as often

as may be deemed necessary include in any sum to be assessed upon the employers and may collect from them such sums as may be deemed necessary for that purpose and the sums so collected shall form a reserve fund and shall be invested in securities in which a trustee may by law invest trust moneys.

Penalty for non-payment of assessment.

**93.** If an assessment or a special assessment is not paid at the time when it becomes payable, the defaulting employer shall be liable to pay and shall pay as a penalty for his default such a percentage upon the amount unpaid as may be prescribed by the Regulations or may be determined by the Board.

Collection of unpaid assessments.

**94.** Where default is made in the payment of any assessment, or special assessment, or any part of it the Board may issue its certificate stating that the assessment was made, the amount remaining unpaid on account of it and the person by whom it was payable and such certificate or a copy of it certified by the Secretary to be a true copy may be filed with the clerk of any county or district court and when so filed shall become an order of that court and may be enforced as a judgment of the court against such person for the amount mentioned in the certificate.

Board may collect assessment through municipal collectors.

**95.**—(1) If an assessment or a special assessment or any part of it remains unpaid for 30 days after it has become payable, the Board, in lieu of or in addition to proceeding as provided by the next preceding section, may issue its certificate stating the name and residence of the defaulting employer, the amount unpaid on the assessment, the establishment in respect of which it is payable, and upon the delivery of the certificate to the clerk of the municipality in which the establishment is situate he shall cause the amount so remaining unpaid as stated in the certificate to be entered upon the collector's roll as if it were taxes due by the defaulting employer in respect of such establishment, and it shall be collected in like manner as taxes are levied and collected and the amount when collected shall be paid over by the collector to the Board.

Collector entitled to percentage.

(2) The collector shall be entitled to add five per cent. thereof to the amount to be collected and to retain such percentage for his services in making the collection.

Case of industries established after assessment made.

**96.**—(1) Where an industry coming within any of the classes for the time being included in Schedule 1 is established or commenced after an assessment has been made it shall be the duty of the employer forthwith to notify the Board of the fact and to furnish to the Board an estimate of the

the probable amount of his payroll for the remainder of the year, verified by a statutory declaration, and to pay to the Board a sum equal to that for which he would have been liable if his industry had been established or commenced before such assessment was made or so much thereof as the Board may deem reasonable.

Powers of Board.

(2) The Board shall have the like powers and be entitled to the like remedies for enforcing payment of the sum payable by the employer under sub-section 1 as it possesses or is entitled to in respect of assessments.

Penalty.

(3) For default in complying with the provisions of sub-section 1 the employer shall incur the like penalty as is provided with respect to defaults by section 78.

Case of industry temporarily carried on.

**97.**—(1) Where an employer engages in any of the industries for the time being included in Schedule 1 and has not been assessed in respect of it, the Board, if it is of opinion that the industry is to be carried on only temporarily, may require the employer to pay or to give security for the payment to the Board of a sum sufficient to pay the assessment for which the employer would have been liable if the industry had been in existence when the next preceding assessment was made.

Powers of Board.

(2) The Board shall have the like powers and be entitled to the like remedies for enforcing payment of any such sum as it possesses or is entitled to in respect of assessments.

Penalty.

(3) An employer who makes default in complying with the provisions of subsection 1 shall incur a penalty not exceeding \$200 and an additional penalty not exceeding \$20 per day for every day on which the default continues.

Liability of owner under Rev. Stat. c. 140, for contribution of employer to accident fund.

**98.** In the case of a work or service performed by an employer in any of the industries for the time being included in Schedule 1 for which the employer would be entitled to a lien under *The Mechanics and Wage Earners Lien Act* it shall be the duty of the owner as defined by that Act to see that any sum which the employer is liable to contribute to the accident fund is paid and if any such owner fails to do so he shall be personally liable to pay it to the Board, and the Board shall have the like powers and be entitled to the like remedies for enforcing payment as it possesses or is entitled to in respect of an assessment.

#### RETURNS OF ACCIDENTS.

Employers to give notice of accidents

**99.**—(1) Every employer shall within three days after the happening of an accident to a workman in his employment  
by

by which the workman is disabled from earning full wages notify the Board by registered post of the:—

- (a) happening of the accident and nature of it;
- (b) time of its occurrence;
- (c) name and address of the workman;
- (d) place where the accident happened;
- (e) name and address of the physician or surgeon, if any, by whom the workman was or is attended for the injury.

(2) For every contravention of subsection 1 the employer shall incur a penalty not exceeding \$50. Penalty.

#### INDUSTRIAL DISEASES.

**100.**—(1) Where a workman suffers from an industrial disease and is thereby disabled from earning full wages at the work at which he was employed or his death is caused by an industrial disease and the disease is due to the nature of any employment in which he was engaged at any time within twelve months previous to the date of his disablement, whether under one or more employments the workman or his dependants shall be entitled to compensation as if the disease were a personal injury by accident and the disablement were the happening of the accident, subject to the modifications hereinafter mentioned, unless at the time of entering into the employment he had wilfully and falsely represented himself in writing as not having previously suffered from the disease. Certain industrial diseases to be deemed accidents.

(2) Where the compensation is payable by an employer individually it shall be payable by the employer who last employed the workman during such twelve months in the employment to the nature of which the disease was due. By whom compensation payable.

(3) The workman or his dependants if so required shall furnish the employer mentioned in the next preceding subsection with such information as to the names and addresses of all the other employers by whom he was employed in the employment to the nature of which the disease was due during such twelve months as such workman or his dependants may possess, and if such information is not furnished or is not sufficient to enable that employer to take the proceedings mentioned in subsection 4 that employer upon proving that the disease was not contracted while the workman was in his employment shall not be liable to pay compensation. Names of former employers to be furnished by claimants.

Last employer may bring in former employers.

(4) If that employer alleges that the disease was in fact contracted while the workman was in the employment of some other employer he may bring such employer before the Board and if the allegation is proved that other employer shall be the employer by whom the compensation shall be paid.

Where disease result of gradual process, former employers to contribute.

(5) If the disease is of such a nature as to be contracted by a gradual process any other employers who during such twelve months employed the workman in the employment to the nature of which the disease was due shall be liable to make to the employer by whom the compensation is payable such contributions as the Board may determine to be just.

How compensation to be fixed.

(6) The amount of the compensation shall be fixed with reference to the earnings of the workman under the employer by whom the compensation is payable and the notice provided for by section 20 shall be given to the employer who last employed the workman during such twelve months in the employment to the nature of which the disease was due and the notice may be given notwithstanding that the workman has voluntarily left the employment.

Presumptions as to disease being due to nature of employment.

(7) If the workman at or immediately before the date of the disablement was employed in any process mentioned in the second column of Schedule 3 and the disease contracted is the disease in the first column of the schedule set opposite to the description of the process the disease shall be deemed to have been due to the nature of that employment unless the contrary is proved.

Right to compensation where disease is result of an injury not to be affected.

(8) Nothing in this section shall affect the right of a workman to compensation in respect of a disease to which this section does not apply if the disease is the result of an injury in respect of which he is entitled to compensation under this Part.

#### FORMATION OF ASSOCIATIONS AND COMMITTEES.

Associations of employers may be formed.

**101.**—(1) The employers in any of the classes for the time being included in Schedule 1 may form themselves into an association for accident prevention and may make rules for that purpose.

Rules of Associations if approved to be binding on the members of the class.

(2) If the Board is of opinion that an association so formed sufficiently represents the employers in the industries included in the class, the Board may approve such rules, and when approved by the Board and by the Lieutenant-Governor in Council they shall be binding on all the employers in industries included in the class.

(3) Where an association under the authority of its rules appoints an inspector or an expert for the purpose of accident prevention, the Board may pay the whole or any part of the salary or remuneration of such inspector or expert out of the accident fund or out of that part of it which is at the credit of any one or more of the classes as the Board may deem just.

Payment of salary of Inspector or Expert out of accident fund.

**102.**—(1) The employers in any of the classes for the time being included in Schedule 1 may appoint a Committee of themselves, consisting of not more than five employers, to watch over their interests in matters to which this Part relates.

Committee of employers.

(2) Where a claim is for compensation for an injury for which the employers in any such class would be liable, if the Board is of the opinion that the Committee sufficiently represents such employers, and the Committee certifies to the Board that it is satisfied that the claim should be allowed, the Board may act on the certificate and may also act upon the certificate of the Committee as to the proper sum to be awarded for compensation if the workman or dependant is satisfied with the sum named in the certificate.

Board may act on certificate of committee as to payment of compensation.

(3) The Committee may be the medium of communication on the part of the class with the Board.

Medium of communication.

#### CONTRIBUTION BY EMPLOYERS IN SCHEDULE 2.

**103.** Employers in industries for the time being included in Schedule 2 shall pay to the Board such proportion of the expenses of the Board in the administration of this Part as the Board may deem just and determine, and the sum payable by them shall be apportioned between such employers and assessed and levied in like manner as in the case of assessments for contributions to the accident fund, and the provisions of this Part as to making such assessments shall apply (*mutatis mutandis*) to assessments made under the authority of this section.

Contribution by employers individually liable to expenses of administration.

**104.** This Part shall apply only to the industries mentioned in Schedules 1 and 2 and to such industries as shall be added to them under the authority of this Part and to employments therein.

Application of Part 1.

## PART II.

**105.** Subject to section 109 sections 106 to 108 shall apply only to the industries to which Part I. does not apply and to the workmen employed in such industries.

Application of Sections 106 to 108.

Liability  
of Employ-  
er for de-  
fective  
ways,  
works, etc.,  
and for  
negligence  
of his  
servants.

**106.**—(1) Where personal injury is caused to a workman by reason of any defect in the condition or arrangement of the ways, works, machinery, plant, buildings or premises connected with, intended for or used in the business of his employer or by reason of the negligence of his employer or of any person in the service of his employer acting within the scope of his employment the workman or if the injury results in death the legal personal representatives of the workman and any person entitled in case of death shall have an action against the employer, and if the action is brought by the workman he shall be entitled to recover from the employer the damages sustained by the workman by or in consequence of the injury, and if the action is brought by the legal personal representatives of the workman or by or on behalf of persons entitled to damages under *The Fatal Accidents Act* they shall be entitled to recover such damages as they are entitled to under that Act.

Rev. Stat.  
c. 161.

Liability  
of person  
supplying  
defective  
ways,  
works,  
plant, etc.

(2) Where the execution of any work is being carried into effect under any contract, and the person for whom the work is done owns or supplies any ways, works, machinery, plant, buildings or premises, and by reason of any defect in the condition or arrangement of them personal injury is caused to a workman employed by the contractor or by any sub-contractor, and the defect arose from the negligence of the person for whom the work or any part of it is done or of some person in his service and acting within the scope of his employment, the person for whom the work or that part of the work is done shall be liable to the action as if the workman had been employed by him, and for that purpose shall be deemed to be the employer of the workman within the meaning of this Act, but any such contractor or sub-contractor shall be liable to the action as if this sub-section had not been enacted but not so that double damages shall be recoverable for the same injury.

Liability  
of con-  
tractor  
and sub-  
contractor.

(3) Nothing in sub-section 2 shall affect any right or liability of the person for whom the work is done and the contractor or sub-contractor as between themselves. See R.S.O. 1914, cap. 146, s. 4.

Effect of  
continuance  
in employ-  
ment after  
knowledge.

(4) A workman shall not by reason only of his continuing in the employment of the employer with knowledge of the defect or negligence which caused his injury be deemed to have voluntarily incurred the risk of the injury. See R.S.O. 1914, cap. 146, s. 6, last part.

Certain  
common  
law rules  
abrogated.

**107.** A workman shall hereafter be deemed not to have undertaken the risks due to the negligence of his fellow workmen and contributory negligence on the part of a workman shall

shall not hereafter be a bar to recovery by him or by any person entitled to damages under *The Fatal Accidents Act* in an action for the recovery of damages for an injury sustained by or causing the death of the workman while in the service of his employer for which the employer would otherwise have been liable.

Rev. Stat.  
c. 151.

**108.** Contributory negligence on the part of the workman shall nevertheless be taken into account in assessing the damages in any such action.

Contributory negligence to be considered in assessing damages.

**109.** This Act shall not apply to farm labourers or domestic or menial servants or their employers.

Farm labourers and domestic servants excluded.

**110.** *The Workmen's Compensation for Injuries Act*, being Chapter 146 of the Revised Statutes of Ontario, 1914, is hereby repealed.

Rev. Stat.  
c. 146,  
repealed.

**111.** This Part shall take effect on, from and after the day named in the proclamation mentioned in section 3.

Date when Part to take effect.

## SCHEDULE 1.

### INDUSTRIES THE EMPLOYERS IN WHICH ARE LIABLE TO CONTRIBUTE TO THE ACCIDENT FUND.

**Class 1.**—Lumbering; logging, river-driving, rafting, booming; saw-mills, shingle-mills, lath-mills; manufacture of veneer and of excelsior; manufacture of staves, spokes, or headings.

**Class 2.**—Pulp and paper mills.

**Class 3.**—Manufacture of furniture, interior woodwork, organs, pianos, piano actions, canoes, small boats, coffins, wicker and rattan ware; upholstering; manufacture of mattresses, or bed-springs.

**Class 4.**—Planing mills, sash and door factories, manufacture of wooden and corrugated paper boxes, cheese boxes, mouldings, window and door screens, window shades, carpet sweepers, wooden toys, articles and wares or baskets.

**Class 5.**—Mining; reduction of ores and smelting; preparation of metals or minerals.

**Class 6.**—Quarries; sand, shale, clay or gravel pits, lime kilns; manufacture of brick, tile, terra-cotta, fire-proofing, or paving blocks, manufacture of cement, asphalt or paving material.

**Class 7.**—Manufacture of glass, glass products, glassware, porcelain or pottery.

**Class 8.**—Iron, steel or metal foundries; rolling mills; manufacture of castings, forgings, heavy engines, locomotives, machinery, safes, anchors, cables, rails, shafting, wires, tubing, pipes, sheet metal, boilers, furnaces, stoves, structural steel, iron or metal.

**Class 9.**—Car shops.

Class

Class 10.—Manufacture of small castings or forgings, metal wares, instruments, utensils and articles, hardware, nails, wire goods, screens, bolts, metal beds, sanitary, water, gas or electric fixtures, light machines, typewriters, cash registers, adding machines, carriage mountings, bicycles, metal toys, tools, cutlery, instruments, sheet metal products, buttons of metal, ivory, pearl or horn.

Class 11.—Manufacture of agricultural implements, threshing machines, traction engines, waggons, carriages, sleighs, vehicles, automobiles, motor trucks, toy waggons, sleighs or baby carriages.

Class 12.—Manufacture of gold or silverware, platedware, watches, watch-cases, clocks, jewellery, or musical instruments.

Class 13.—Manufacture of chemicals or explosives, corrosive acids or salts, ammonia, calcium carbide, gasoline, petroleum, petroleum products, celluloid, gas, charcoal, artificial ice, gun-powder or ammunition.

Class 14.—Manufacture of paint, color, varnish, oil, japans, turpentine, printing ink, printers' rollers, tar, tarred, pitched or asphalted paper.

Class 15.—Distilleries, breweries; manufacture of spirituous or malt liquors, alcohol, wine, vinegar, mineral water or soda waters.

Class 16.—Manufacture of non-hazardous chemicals, drugs, medicines, dyes, extracts, pharmaceutical or toilet preparations, soaps, candles, perfumes, non-corrosive acids or chemical preparations; shoe-blackening or polish.

Class 17.—Milling; manufacture of cereals or cattle foods, warehousing or handling of grain or operation of grain elevators.

Class 18.—Packing houses, abattoirs, manufacture or preparation of meats or meat products or glue.

Class 19.—Tanneries.

Class 20.—Manufacture of leather goods and products, belting, saddlery, harness, trunks, valises, boots, shoes, gloves, umbrellas, rubber goods, rubber shoes, tubing, tires or hose.

Class 21.—Manufacture of dairy products, butter, cheese, condensed milk or cream.

Class 22.—Canning or preparation of fruit, vegetables, fish or food stuffs; pickle factories and sugar refineries.

Class 23.—Bakeries; manufacture of biscuits or confectionery, spices or condiments.

Class 24.—Manufacture of tobacco, cigars, cigarettes or tobacco products.

Class 25.—Manufacture of cordage, ropes, fibre, brooms or brushes; work in manilla or hemp.

Class 26.—Flax mills; manufacture of textiles or fabrics, spinning, weaving and knitting manufactories; manufacture of yarn, thread, hosiery, cloth, blankets, carpets, canvas, bags, shoddy or felt.

Class 27.—Manufacture of men's or women's clothing, white wear, shirts, collars, corsets, hats, caps, furs or robes.

Class 28.—Power laundries; dyeing, cleaning or bleaching.

Class 29.—Printing, photo-engraving, engraving, lithographing, embossing; manufacture of stationery, paper, cardboard boxes, bags or wall-paper; and book-binding.

Class 30.—Heavy teaming or cartage; safe-moving or moving of boilers, heavy machinery, building stone and the like; warehousing, storage.

Class 31.—Stone-cutting or dressing; marble works; manufacture of artificial stone.

Class 32.—Steel building and bridge construction; installation of elevators, fire-escapes, boilers, engines or heavy machinery.

Class 33.—Brick-laying, mason work, stone-setting, concrete work, plastering; and manufacture of concrete blocks.

Class 34.—Structural carpentry.

Class 35.—Painting, decorating or renovating; sheet metal work and roofing.

Class 36.—Plumbing, sanitary or heating engineering, operation of passenger or freight elevators, theatre stage or moving pictures, including the operation of passenger or freight elevators used in connection with an industry to which this schedule does not apply or in connection with a warehouse or shop or an office or other building or premises.

Class 37.—Sewer construction, deep excavation, tunnelling, shaft-sinking and well-digging.

Class 38.—Construction, installation or operation of electric power lines or appliances, and power transmission lines.

Class 39.—Construction or operation of telegraph or telephone lines.

Class 40.—Road-making or repair of roads with machinery.

Class 41.—Construction or operation of railways.

Class 42.—Shipbuilding.

Class 43.—Navigation.

Class 44.—Dredging, subaqueous construction or pile driving.

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## SCHEDULE 2.

### INDUSTRIES THE EMPLOYERS IN WHICH ARE INDIVIDUALLY LIABLE TO PAY THE COMPENSATION.

1. The trade or business, as defined by subsection 3 of section 2, of a municipal corporation, a public utilities commission, any other commission having the management and conduct of any work or service owned by or operated for a municipal corporation, a board of trustees of a police village and a school board.

2. The construction or operation of railways operated by steam, electric or other motive power, street railways and incline railways, but not their construction when constructed by any person other than the company which owns or operates the railway.

3. The construction or operation of car shops, machine shops, steam and power plants and other works for the purposes of any such railway or used or to be used in connection with it when constructed or operated by the company which owns or operates the railway.

4. The construction or operation of telephone lines and works for the purposes of the business of a telephone company or used or to be used in connection with its business when constructed or operated by the company.

5. The construction or operation of telegraph lines and works for the purposes of the business of a telegraph company or used or to be used in connection with its business when constructed or operated by the company.

6. The construction or operation of steam vessels and works for the purposes of the business of a navigation company or used or to be used in connection with its business when constructed or operated by the company.

7. The operation of the business of an express company which operates on or in conjunction with a railway, or of sleeping, parlor or dining cars, whether operated by the railway company, or by an express, sleeping, parlor or dining car company.

### SCHEDULE 3.

Description of Disease.	Description of Process.
Anthrax.	Handling of wool, hair, bristles, hides, and skins.
Lead poisoning or its sequelæ.	Any process involving the use of lead or its preparations or compounds.
Mercury poisoning or its sequelæ.	Any process involving the use of mercury or its preparations or compounds.
Phosphorus poisoning or its sequelæ.	Any process involving the use of phosphorus or its preparations or compounds.
Arsenic poisoning or its sequelæ.	Any process involving the use of arsenic or its preparations or compounds.
Ankylostomiasis.	Mining.

## CHAPTER 26.

## An Act to amend The Ontario Land Surveyors' Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 39 of *The Ontario Land Surveyors Act* is <sup>Rev. Stat. c. 165, s. 39.</sup> amended by striking out the clause lettered (f) and insert-<sup>amended.</sup> ing in lieu thereof the following:—

(f) By each candidate for the final examination on <sup>Fees of students.</sup> presenting himself for such examination \$10, and on obtaining a certificate to practice \$22.

## CHAPTER 27.

## An Act to amend The Surveys Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
c. 166, s. 31,  
ss. 2,  
amended.

1. Subsection 2 of section 31 of *The Surveys Act* is amended by adding thereto the following clause:—

“(a) The provisions of this section shall not apply to a lot the whole or any part of which has been patented prior to the 24th day of March, 1911,”

and the said clause shall be deemed to have been in force on and from the 24th day of March, 1911.

## CHAPTER 28.

## An Act to amend The Stationary Engineers' Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Section 1 of *The Stationary Engineers' Act* is repealed and the following section substituted therefor:— Rev. Stat., c. 170, s. 1, repealed.

1. This Act may be cited as *The Stationary and Hoisting Engineers' Act*.

**2.** Section 2 of *The Stationary Engineers' Act* is amended by adding the following clause:— Rev. Stat., c. 170, s. 2, amended.

(d) "Hoisting plant" shall mean and include a steam boiler, a boiler and steam engine, and every part thereof, working at a pressure of 20 pounds or over irrespective of horse power, and used for hoisting in structural operations or excavating purposes. Hoisting plant, meaning of

**3.** Section 3 of the said Act is amended by adding thereto the words "nor to boilers used for agricultural purposes." Rev. Stat., c. 170, s. 3, amended.

**4.** Section 6 of the said Act shall not apply to any hoisting engineer who can show to the satisfaction of the board that he was actually employed as such in Ontario at the time of the passing of this Act. Rev. Stat., c. 170, s. 6, amended.

**5.** Section 8 of the said Act is amended by inserting after the words "steam plant" in the second line the words "or hoisting plant." Rev. Stat., c. 170, s. 8, amended.

Rev. Stat.  
c. 170, s. 8,  
amended.

**6.** Section 11 of the said Act is amended by adding thereto the words "but this section shall not apply to hoisting engineers."

Rev. Stat.  
c. 170, s. 13,  
amended.

**7.** Clause (a) in section 13 of the said Act is amended by striking out the words "and the persons to whom the same were granted."

Rev. Stat.  
c. 170, s. 16,  
amended.

**8.** Section 16 of the said Act is repealed and the following section substituted therefor:—

16. It shall be the duty of the Inspectors of Factories to assist in the enforcement of this Act, to report to the board any violation thereof, and to furnish to the board such information as they may have as to the conduct and capability of any person holding or applying for a certificate.

Rev. Stat.  
c. 170, ss. 4,  
7 and 9,  
amended.

**9.** Sections 4, 7 and 9 of the said Act are amended by striking out the words "stationary engineer" or "stationary engineers" where they occur and substituting therefor the words "stationary or hoisting engineer" and "stationary or hoisting engineers" respectively.

Rev. Stat.  
c. 170, ss.  
14, 15,  
amended.

**10.** Sections 14 and 15 of the said Act are amended by inserting the words "or hoisting" immediately after the word "steam" where the said word "steam" occurs in the said sections.

Act to come  
into force  
July 1st,  
1914.

**11.** This Act shall come into force and take effect on, from and after the first day of July, 1914.

## CHAPTER 29.

## An Act to amend The Ontario Companies Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Where upon the application of a shareholder in a company it is made to appear to a Judge of the Supreme Court that
  - (a) the shareholder or the class of shareholders is being or has been unfairly dealt with by the majority of the shareholders, and
  - (b) such unfairness is shown to be due to the relations of the company to any other company the control of which is substantially in the hands of the same persons as that of the company in which the complaining person is a shareholder, the Judge may direct an investigation to be made as directed by subsections 1 to 3 of section 126 of *The Ontario Companies Act*.
2. Upon the report of the inspector appointed under the said subsections the Judge may order
  - (a) That the shareholder so complaining shall receive such compensation as the judge may determine for any loss sustained by him by reason of the matter complained of; or
  - (b) that the shares held by the shareholder complaining shall be purchased by the company at par value or at such price as will represent their actual value at the time when the matter complained of commenced or took place.
3. *The Judges Orders Enforcement Act* shall apply to every order made under this Act.

Rev. Stat.  
c. 178,  
s. 208,  
amended.

4.—(1) Section 208 of *The Ontario Companies Act* is amended by adding thereto after clause (e) the following clause:—

Applica-  
tion of Act.

(f) Every company incorporated under any general or special Act of this Legislature.

Commence-  
ment of  
section.

(2) The amendment made by subsection 1 shall be deemed to have been in force on and from the 1st day of August, 1912.

Commence-  
ment of  
Act.

5. Sections 1 to 3 of this Act shall come into force only after Proclamation of the Lieutenant-Governor in Council to be issued after like legislation has been enacted by the Parliament of Canada with respect to companies within its legislative jurisdiction.

## CHAPTER 30.

## An Act to amend The Ontario Insurance Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** This Act may be cited as *The Ontario Insurance Amendment Act, 1914.* Short title.

**2.** Section 2 of *The Ontario Insurance Act* is amended by inserting therein the following as clause (5a):— Rev. Stat., c. 183, s. 2, amended.

(5a) "Automobile insurance" shall include insurance against accidental bodily injury or death to the driver of an automobile, insurance against loss or damage from accident or injury suffered by an employee or other person caused by an automobile and for which the owner thereof is liable, insurance against loss or damage to property from an accident caused by an automobile, and insurance against loss or damage to an automobile by fire, accident, burglary or theft. Interpretation "automobile insurance."

**3.** Section 13 of *The Ontario Insurance Act* is amended Rev. Stat., c. 183, s. 13, ss. 3 and 4, amended.

(a) by striking out the words "with or without insurance on vehicles" in the first and second lines of subsection 2. Minimum capital stock for automobile insurance company.

(b) by striking out the words "bicycle or vehicle insurance or" in the first and second lines of subsection 4.

(c) by inserting therein the following as subsection 4a. Rev. Stat., c. 183, s. 13, amended.

(4a) If the company undertakes automobile insurance the authorized capital stock shall be not less than \$100,000.

(d) by striking out subsection 6 and inserting in lieu thereof the following:— Ib. ss. 6 repealed.

Application of moneys received on account of shares.

(6) All money received on account of shares shall be paid into a branch or agency in Ontario of some chartered bank of Canada or into a registered trust company in trust for the proposed corporation, and no money paid on account of shares before the first general meeting of the company has been organized shall be withdrawn or paid over to the company until after such meeting has been organized and an election of directors had thereat.

Approval of list of subscribers by superintendent.

(6a) A list of subscribers to the capital stock shall be submitted to the superintendent of insurance for approval together with an affidavit setting out that each subscriber has, out of his own money, contributed to the amount so paid in, rateably according to the number of shares subscribed for by him.

Rev. Stat. c. 183, s. 47, ss. 5, cl. (b), amended.

4.—(1) The clause lettered (b) in subsection 5 of section 47 of *The Ontario Insurance Act* is amended by inserting the words “or automobile” after the word “accident” where it secondly occurs in the first line.

Rev. Stat. c. 183, s. 62, subs. 2, amended.

(2) Subsection 2 of section 62 of *The Ontario Insurance Act* is amended by inserting after clause (d) the following clause:

(dd). Where the company undertakes automobile insurance that of the capital stock not less than \$75,000 has been subscribed and that \$20,000 has been paid thereon.

Rev. Stat., c. 183, amended.

5. *The Ontario Insurance Act* is amended by inserting therein the following section:—

Agent's certificate of authority. “Agent,” meaning of.

99a.—(1) The word “agent” in this section shall include an acknowledged agent, sub-agent or any person, firm or corporation who shall in any manner transact the business of insurance by negotiating for, or placing risks, or delivering policies, or collecting premiums, but shall not include the officers and salaried employees of any company who do not receive commissions.

Agent not to act without certificate.

(2) No agent shall act for any company in Ontario unless he has fully complied with the provisions of this section and has procured an agent's certificate of authority from the superintendent of insurance.

- (3) An agent's certificate of authority shall be issued <sup>Issue and term of certificate.</sup> only to a *bona fide* resident of Ontario who is an authorized agent for a licensed or registered company upon application filed with the superintendent, in such form as the superintendent shall prescribe, and each such certificate shall expire on the 30th day of September of the calendar year in which the same shall have been issued, but may be renewed on due application to the superintendent.
- (4) The superintendent shall file in his office evidence <sup>Evidence of issue of certificate and of authority of agent.</sup> of his issuance of every such certificate to an agent, together with evidence of such agent's authority from the registered company for whom he is to act.
- (5) An agent having received a certificate of authority <sup>Transfer of agent to another corporation.</sup> may act as agent for any company licensed or registered in Ontario during the term of such certificate.
- (6) The fee payable in respect of each certificate or <sup>Fee.</sup> renewal shall be \$3.
- (7) No corporation, nor any officer, agent or employee <sup>Accepting business from unauthorized agent.</sup> of a corporation shall accept from any person except the insured or a duly authorized agent, any application or proposal for a policy of insurance.
- (8) The agent's certificate of authority may be revoked <sup>Revocation of certificate.</sup> by the superintendent if after due investigation he determines that the holder of such certificate has violated any of the provisions of this Act or has been guilty of a fraudulent act, and no person whose certificate of authority is so revoked shall be entitled to a certificate of authority under this section for one year after such revocation, and if the revocation is appealed against and affirmed, it shall date from the decision of the superintendent.
- (9) Any person who contravenes any of the provisions <sup>Penalty.</sup> of this section shall be guilty of an offence and shall incur a penalty not exceeding \$200, and not less than \$20, recoverable under *The Ontario*

Rev. Stat.,  
c. 90.

*Summary Convictions Act*, and in case of a second or any subsequent conviction shall be liable to imprisonment for any term not exceeding six months.

Reciprocal  
legislation  
in other  
provinces.

- (10) When by virtue of reciprocal legislation any other legislature in Canada accepts as valid within its jurisdiction certificates of authority issued to agents in Ontario, the superintendent of insurance may endorse as valid for Ontario the like certificates issued under the authority of such legislature.

Application  
of section.

- (11) The provisions of this section shall not apply to purely mutual fire or weather mutual insurance companies licensed by Ontario, or to organizers of friendly societies registered under this Act.

Commence-  
ment of  
section.

- (12) This section shall take effect from and on the first day of September, 1914.

Rev. stat.,  
c. 183,  
amended.

**6.** *The Ontario Insurance Act* is amended by inserting therein the following section:—

#### UNDERWRITERS' AGENCY.

Registration  
and  
license of  
under-  
writers'  
agency.

- 99c.—(1) No policy of insurance covering loss by fire on property situated in the Province shall be issued through any underwriters' agency or underwriters' company which issued a policy in its own name for another principal, or guaranteeing or managing company unless such principal or guaranteeing or managing company is registered to transact business in Ontario and unless such underwriters' agency or underwriters shall have obtained from the superintendent a license to issue contracts of insurance.

Name of  
principal  
company  
to appear  
on policy.

- (2) Every policy of insurance issued by any such underwriters' agency or underwriters' company must bear the name of the principal, guaranteeing or managing company in a prominent and conspicuous manner, such policy form to be approved by the superintendent.

Return of  
business.

- (3) Every company registered under this Act which carries on any of its business or issues any policy of insurance through an underwriters' agency, company or corporation shall, in addition to the information required to be given, file a return of  
the

the business transacted by the said underwriters' agency, company or corporation up to the 31st day of December in each and every year on a form to be prescribed by the superintendent of insurance.

- (4) The license year shall commence on the 1st day of License year.  
May and end on the 30th day of April.

7. Schedule "E" of *The Ontario Insurance Act* is amended Rev. Stat., c. 183, Sched. "E," amended.  
by adding thereto the following:—

9. The fee for incorporation of mutual fire insurance Fees.  
companies. . . . . \$25.00

8. Schedule "G" of *The Ontario Insurance Act* is amended Rev. Stat., c. 183, Sched. "G," amended.  
by adding thereto the following:—

- (h) Certificate of registry original or renewed under Fees.  
section 99c. . . . . \$100.00

9. Section 175 of *The Ontario Insurance Act* is repealed Rev. Stat., c. 183, s. 175, repealed.  
and the following substituted therefor:—

175. Where an infant or a lunatic or a person whose Notice to Official Guardian or Inspector of Prisons, etc., by insurer.  
place of abode is unknown is entitled to insurance money or any share or part of it, it shall be the duty of the insurer within thirty days after notice of the death of the insured, in the case of an infant or a person whose place of abode is unknown, to notify the official guardian, and in the case of a lunatic to notify the inspector of prisons and public charities of the facts and if the insurer fails to do so he shall incur a penalty Penalty.  
not exceeding \$100, recoverable under *The Ontario Summary Convictions Act.* Rev. Stat., c. 90.

10. Section 176 of *The Ontario Insurance Act* is repealed Rev. Stat., c. 183, s. 176, repealed.  
and the following substituted therefor:—

- 176.—(1) A person authorized by the contract, or whom When deemed competent to receive insurance money.  
the insured by any instrument in writing or by his will expressly authorizes to receive the insurance money, or any share or part of it, shall be deemed to be a person competent to receive the insurance money, or the share or part of it, within the meaning of this Act.

Payment  
into court  
of insurer,  
when  
required.

- (2) If there is no person who is at the time of the maturity of the contract competent to receive the share of an infant or a lunatic or a person whose place of abode is unknown, and the insurer admits the claim or any part of it, he shall pay such share into the Supreme Court to the credit of such infant, lunatic or person and such payment shall be a sufficient discharge of the insurer for the money paid and the money shall be dealt with as the Court may direct.

Order not  
necessary.

- (3) An order allowing the payment into court shall not be necessary, but the payment shall be made with the privity of the accountant of the Supreme Court.

Proof of  
name and  
date of  
birth of  
infant.

- (4) In the case of an infant the insurer shall at the time of the payment into court, unless there is on file in the accountant's office proof thereof, file with the accountant an affidavit showing the name and date of birth of the infant.

Notice to  
Official  
Guardian.

- (5) Notice of the payment into court shall be forthwith given by the insurer to the official guardian.

Deduction  
for costs.

- (6) The insurer may deduct from the insurance money to be paid into court if the amount does not exceed \$1,500, \$5, and if it exceeds \$1,500, \$10, for the cost of making the payment into court.

Order  
where claim  
admitted  
and not  
paid.

- (7) If the insurer does not within sixty days after the claim has been admitted either pay the insurance money to some persons competent to receive it, or pay it into court, the court or a judge thereof may, upon the application of the infant or his guardian or of the committee of the lunatic or of the official guardian, order the insurance money or any part of it to be paid to the person competent to receive the same or to be paid into court to be dealt with as the court may direct and any such payments shall be a discharge to the insurer.

Costs of  
application  
for order.

- (8) If the insurer does not comply with the provisions of subsection 2, the costs of the application provided for by subsection 7 shall be borne by the insurer unless the court or judge otherwise directs.

11. Section 178 of *The Ontario Insurance Act* is amended Rev. Stat.,  
c. 183, s. 178,  
Subs. 3,  
amended.

(a) By striking out all the words in subsection 3 after the word "equally" at the end of the second line.

(b) By inserting the following as subsection 3a:—

Rev. Stat.  
c. 183,  
s. 178,  
amended.

(3a) Where it is stated in the contract or declaration that the insurance money or any part of it is for the benefit of the wife of the assured only, or of his wife and children generally, or of his children generally, the word "wife" shall mean the wife living at the maturity of the contract, and the word "children" shall include all the children of the assured living at the maturity of the contract, whether by his then or any former wife, and also the children living at the maturity of the contract of any child of the assured who predeceased him, such last mentioned children taking the share their parent would have taken if living, and the like construction shall prevail where the insurance is effected by a man while unmarried or a widower for the benefit of his future wife or his future wife and children or of his children.

Insurance  
for benefit  
of wife  
only or  
wife and  
children.

Meaning  
of "wife,"  
"children."

(c) By striking out subsection 4 and inserting in lieu thereof the following:—

Subs. 4,  
repealed.

(4) Subject to the next following subsection where it is stated in the contract or declaration that the insurance money or any part of it is for the benefit of the wife only, and she is designated by name, subsection 3a shall apply, but such insurance money or part of it shall be for the benefit of the wife living at the maturity of the contract and the children of the assured in the same way as if the contract or declaration had provided that it should be for the benefit of the wife and children generally.

Where wife  
designated  
by name.

## CHAPTER 31.

## An Act respecting the Public Construction and Operation of Electric Railways

*Assented to 1st May, 1914.*

Preamble.

**W**HEREAS it is expedient to provide for the economical and efficient construction and operation of electric railways in localities in which municipal corporations are willing to provide and bear the cost of the work, and that in order to further the success of the undertaking means should be provided for the co-operation of the municipal corporations interested and that the work should be undertaken by or under the direction of the Hydro-Electric Power Commission of Ontario acting for and on behalf of the municipal corporations interested; and whereas it appears that the funds required for carrying out any such undertaking can best be provided by the issue of bonds by the Commission, such bonds to be a charge upon the railway and other works comprised in the undertaking, the debentures of the several corporations interested being deposited as collateral security for the payment of the said bonds, and neither the Province nor the Commission being liable for the payment thereof except to the extent of the moneys received by the Commission from time to time from the municipal corporations;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

**1.** This Act may be cited as *The Hydro-Electric Railway Act, 1914.*

Interpretation.

**2.** In this Act,

"Commission."

(a) "Commission" shall mean the Hydro-Electric Power Commission of Ontario.

"Corporation."

(b) "Corporation" shall mean a municipal corporation other than a municipal corporation of a county.

3. Whenever required by the Lieutenant-Governor in Council so to do, the Commission may enquire into, examine, investigate and report upon,—

(a) the cost of constructing and operating an electric railway in any locality in which electrical power or energy may be supplied by the Commission under *The Power Commission Act*;

!  
Inquiry and report by Commission  
Rev. Stat., c. 39.

(b) the municipalities the inhabitants of which will be served by the railway;

(c) the population of each of such municipalities as shown by the last enumeration thereof by the assessors;

(d) an estimate of the probable revenue from the railway;

(e) the practicability of the undertaking and its economic value to the locality to be served by it.

4.—(1) A corporation, or two or more corporations may, if authorized by the Lieutenant-Governor in Council so to do, enter into an agreement with the Commission for the construction, equipment and operation of an electric railway to be operated by electrical power or energy supplied by the Commission.

Agreement for construction and operation by Commission.

(2) The agreement shall provide for

Provisions of agreement.

(a) the location of the line of the railway;

(b) the character of the equipment and service to be furnished and the maximum tolls or fares to be chargeable thereon;

(c) the proportion in which the cost of construction, equipment, maintenance and operation of the railway shall be borne by each of the corporations interested;

(d) the issuing of debentures of the corporation or of each of the corporations and their deposit with the Commission as collateral security for any bonds issued by the Commission for the construction of the railway;

(e)

(e) the proportion of the revenue from such railway to be paid annually by the Commission to each corporation after deducting the charges herein-after mentioned;

Rev. Stat.,  
c. 39.

(f) the construction of the railway upon any right of way acquired by the Commission for the transmission of electrical power or energy under *The Power Commission Act* and the amount chargeable to the railway by way of rental or otherwise for the use of such right of way.

Form of  
agreement.

(3) The agreement may be in the form or to the effect set out in Schedule "A" with such variations, additions or alterations as the Lieutenant-Governor in Council may approve.

Sanction of  
Lieutenant-  
Governor in  
Council.

(4) The agreement shall not be executed by the corporation or the Commission or come into effect until the terms thereof have been sanctioned by the Lieutenant-Governor in Council.

Submission  
of by-law  
for approval  
of agree-  
ment.

(5) After such sanction shall have been obtained the council of the municipal corporation or of each of the municipal corporations interested may by by-law passed with the assent of the municipal electors authorized to vote on money by-laws under *The Municipal Act* approve of the agreement and direct its execution.

Rev. Stat.,  
c. 192.

Recitals  
in by-law.

5.—(1) The by-law submitted to the electors shall recite

(a) the estimated cost of the work;

(b) the portion of the cost of the construction and equipment of the line to be borne by the corporation of the municipality;

(c) the total annual amount estimated to be required for the maintenance of the railway and for sinking fund charges and interest;

(d) the portion of such amount to be borne by the municipality.

Agreement  
to be  
set out.

(2) The agreement shall be set out in the by-law or be published therewith.

Bond issue  
by Commis-  
sion.

6.—(1) The Commission may raise money for the construction and equipment of the railway by the issue for and

on

on behalf of the corporations of bonds charged upon and secured by the railway and all the assets, rights, privileges, revenue, works, property and effects belonging thereto or held or used in connection therewith and may from time to time increase such issue of bonds by any amount which it deems necessary to cover the cost of such construction and equipment or to provide for the extension or improvement of the railway.

(2) The bonds shall be payable in fifty years from the <sup>Terms</sup> date of the issue thereof, but it shall not be necessary for the Commission to raise or provide for any sinking fund <sup>of bonds.</sup> for the retirement of the bonds until after the expiration of the first ten years of the said period of fifty years.

(3) In order to provide for the payment of such bonds as <sup>Application</sup> the same become due the Commission may out of the revenue <sup>of revenue to</sup> of the railway after payment of working expenses including <sup>sinking fund</sup> the supply of electrical power or energy and the cost of ad- <sup>for retire-</sup> ministration set aside a sufficient sum to provide a sinking <sup>ment of</sup> fund for the purpose of redeeming the bonds at maturity. <sup>bonds.</sup>

7. Neither the Province of Ontario nor the Commission <sup>Province and</sup> shall be liable in any manner for the payment of such bonds <sup>Commission</sup> except to the extent of <sup>not to be</sup> <sup>liable for</sup> <sup>bonds.</sup>

(a) the moneys received by the Commission as revenue from the operation of the railway after payment of working expenses, including the cost of electrical power or energy and the cost of administration; and

(b) the moneys received from the corporations or from the sale of the debentures of the corporations for the payment of the bonds and the interest thereon.

8.—(1) Notwithstanding anything contained in section <sup>Bonds may</sup> 7, the Lieutenant-Governor in Council may authorize the <sup>be guaran-</sup> Treasurer of Ontario, for and on behalf of the Province, to <sup>teed by</sup> guarantee the payment of the bonds issued by the Com- <sup>Province.</sup> mission.

(2) The form of the guaranty and the manner of its <sup>Form of</sup> execution shall be determined by the Lieutenant-Governor <sup>guaranty.</sup> in Council.

Annual  
payments of  
corporations

**9.**—(1) The council of every corporation entering into an agreement with the Commission under this Act shall annually raise and pay over to the Commission its proportion of such sums as may be required by it for working capital or to meet any deficit in the cost of maintenance and operation of the railway, including the cost of the supply of electrical power or energy by reason of the revenue from the railway being insufficient to meet such charges, and shall also annually raise and pay over to the Commission its proportion of a sum sufficient to meet the interest on any bonds issued by the Commission under the powers conferred by this Act, and an annual sum sufficient to form in forty years from the expiration of the first ten years of the currency of the bonds a sinking fund for their retirement at maturity.

Annual  
adjustment  
and appor-  
tionment.

**10.** The Commission shall annually adjust and apportion the amounts payable by the municipal corporations under the next preceding section.

Deposit of  
debentures  
of corpora-  
tion with  
Commission.

**11.**—(1) After the execution of the agreement as provided by section 4 the corporations shall issue and deposit with the Commission debentures to the amounts respectively apportioned as their respective shares of the cost of the construction and equipment of the railway and shall from time to time thereafter upon the requisition in writing of the Commission issue and deposit with the Commission such further debentures as may be required for the construction, completion, extension or improvement of the railway, in the proportions fixed by the agreement.

Debentures  
to be col-  
lateral  
security  
for bonds.

(2) The debentures so issued shall be held by the Commission as collateral security for the bonds issued by the Commission under section 6, and when any corporation party to this agreement shall make default in any payment required to be made by it under this Act or under the agreement, the Commission shall thereupon sell or otherwise dispose of so much of the debentures of such corporation as shall be necessary to supply such deficiency.

Deposit of  
debentures  
to make up  
deficiency.

(3) If the amount realized by the sale or other disposal of the debentures is insufficient, with the amount of the remaining debentures of the corporation to meet the share of the cost apportioned to the corporation, the corporation shall forthwith issue and deposit with the Commission debentures to a sufficient amount to make up the deficiency.

Assent of  
electors not  
required.

(4) It shall not be necessary to obtain the assent of the electors to any by-law for the issue of debentures under this section.

**12.** Subject to the provisions of section 13, after the deposit of the debentures as provided by section 11, the Commission may construct, complete, equip, maintain and operate the railway as provided by the agreement, and for that purpose shall have and may exercise all the powers, rights, immunities and privileges of a company incorporated by special Act for the construction of a railway under *The Ontario Railway Act* so far as the same are applicable. Powers of Commission  
Rev. Stat., c. 185.

**13.**—(1) Where land is required for any of the purposes for which land may be acquired or expropriated under *The Ontario Railway Act*, the Commission in respect thereof shall have the powers and shall proceed in the manner provided by *The Ontario Public Works Act* where the Minister of Public Works takes land or property for the use of Ontario, and the provisions of the said Act shall, *mutatis mutandis*, apply. Expropriation to be under.  
Rev. Stat., c. 35.

(2) Where compensation would be payable upon the exercise of any powers by the Commission under *The Ontario Railway Act* the same shall be determined in the manner provided by *The Ontario Public Works Act*. Compensation, how determined.  
Rev. Stat. c. 35.

(3) Sections 65 to 69 of *The Ontario Railway Act* shall not apply to the Commission or to any railway constructed by it. Rev. Stat., c. 185, s.s. 65-69 not to apply.

**14.** Subject to the provisions of subsection 3 of section 6 the Commission shall apply the revenue derived from the operation of the railway to the payment of the working expenses of the railway and to the payment of the interest on the bonds issued under section 6, and after payment of the same shall annually pay over the balance, if any, to the corporations parties to the agreement in the proportions fixed thereby. Application of revenues.

**15.** No action or prosecution shall be brought against the Commission or any member thereof or any of its officers for anything done under this Act without the consent of the Attorney-General of Ontario. Action not to be brought without consent of Attorney-General.

**16.** The Province shall not, nor shall the Commission, nor any member thereof, incur any liability by reason of any error or omission in any estimates, plans, or specifications prepared or furnished by the Commission. Province and Commission not liable for errors in estimates, etc.

**17.** Every railway and the works, property and effects held and used in connection therewith, constructed, acquired, operated and maintained by the Commission under this Act, shall be vested in the Commission in trust for the corporations parties to the agreement for the construction and operation of the railway. Railway vested in Commission in trust for corporations.

Rev. Stat.,  
c. 187,  
repealed.

18. *The Hydro-Electric Railway Act*, being chapter 187 of the Revised Statutes of Ontario, 1914, is repealed.

#### SCHEDULE "A."

This indenture made the \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord, one thousand nine hundred and \_\_\_\_\_,

Between

The Hydro-Electric Power Commission of Ontario (hereinafter called the "Commission") of the First Part,

and  
the Municipal Corporation of \_\_\_\_\_ (hereinafter called the "Corporation") of the Second Part.

Whereas pursuant to *The Hydro-Electric Railway Act, 1914*, the Commission was requested to enquire into, examine, investigate and report upon the cost of construction and operation of an electric railway or railways to be constructed through certain districts in which the corporations are situated, together with the probable revenue that would result from the operation of such railway or railways;

And whereas the Commission has furnished the corporations with such a report showing (1) the total estimated capital cost, operating revenue and expenses of the railway or railways, and (2) the proportion of the capital cost to be borne by each of the corporations as set forth in schedule "B" attached hereto;

And whereas on receipt of the said report the corporations requested the Commission to construct, equip and operate a system of electric railways (hereinafter called the railway) over the routes laid down in schedule "A" attached hereto, upon the terms and conditions and in the manner herein set forth;

And whereas the Commission has agreed with the corporations on behalf of the corporations to construct, equip and operate the railway upon the terms and conditions and in the manner herein set forth; but upon the express condition that the Commission shall not in any way be liable by reason of any error or omission in any estimates, plans or specifications for any financial or other obligation or loss whatsoever by virtue of this agreement or arising out of the performance of the terms thereof;

And whereas the electors of each of the corporations have assented to by-laws authorizing the corporations to enter into this agreement with the Commission for the construction, equipment and operation of the railway as laid down in the said schedules, subject to the following terms and conditions;

And whereas the corporations have each issued debentures for the amounts set forth in schedule "B" attached hereto, and have deposited the said debentures with the Commission;

Now therefore this indenture witnesseth:—

1. In consideration of the premises and of the agreements of the corporations herein contained, and subject to the provisions of the said Act, the Commission agrees with the corporations respectively:—

(a) To construct, equip and operate the railway through the districts in which the corporations are situate on behalf of the corporations;

(b) To construct and operate the railway over the routes laid down in schedule "A";

(c) To issue bonds, as provided in paragraph 3 of this agreement, to cover the cost of constructing and equipping the railway;

(d) To furnish as far as possible first-class modern and standard equipment for use on the railway, to operate this equipment so as to give the best service and accommodation possible, having regard to the district served, the type of construction and equipment adopted, and all other equitable conditions, and to exercise all due skill and diligence so as to secure the most effective operation and service of the railway consistent with good management;

(e) To regulate and fix the fares and rates of toll to be collected by the railway for all classes of service.

(f) To utilize the routes and property of the railway for all purposes from which it is possible to obtain a profit;

(g) To combine the property and works of the railway and the power lines of the Commission where such combination is feasible and may prove economical to both the railway and the users of the power lines;

(h) To permit and obtain interchange of traffic with other railways wherever possible and profitable;

(i) To supply electrical power or energy for operation of the railway at rates consistent with those charged to municipal corporations;

(j) To apportion annually the capital costs and operating expenses of all works, apparatus and plant used by the railway in common with the Commission's transmission lines in a fair manner, having regard to the service furnished by the expenditure under consideration;

(k) To apply the revenue derived from operation of the railway and any other revenue derived from the undertaking to the payment of operating expenses (including electrical power), the cost of administration, and annual charges for interest and sinking fund on the money invested, and such other deductions as are herein provided for;

(l) To set aside from any revenue thereafter remaining an annual sum for the renewal of any works belonging in whole or in part to the undertaking;

(m) To pay over annually to the corporations, if deemed advisable by the Commission in the interests of the undertaking, any surplus that may remain after providing for the items above mentioned. The division of such surplus between the corporations to be fixed by the Commission on an equitable basis, having regard in the case of each corporation to the capital invested, the service rendered, the comparative benefits derived, and all other like conditions;

(n) To take active steps for the purpose of constructing, equipping and operating the railway at the earliest possible date after the execution of this agreement by the corporations and the deposit of the debentures as called for under clause 2 (b) hereof and to commence operation of each section as soon as possible after its completion.

(o)

(o) To make such extensions to the railway described in schedule "A" as may appear advantageous and profitable from time to time.

2. In consideration of the premises and of the agreements herein set forth, each of the corporations for itself, and not one for the other, agrees with the Commission:—

(a) To bear its share of the cost of constructing, equipping, operating, maintaining, repairing, renewing and insuring the railway and its property and works as established by the Commission, subject to adjustments and apportionment between the corporations by the Commission from time to time;

(b) To issue debentures for the amounts set forth in schedule "B" maturing in fifty years from the date of issue thereof, and payable yearly at the Bank, at Toronto, Ontario. Such debentures shall be deposited with the Commission previous to the issuing of the bonds mentioned above, and may be held or disposed of from time to time by the Commission, as provided for in clause 4 hereof, in such amounts, at such rates of discount or premium, and on such terms and conditions as the Commission in its sole discretion shall deem to be in the interests of the railway, the proceeds of such debentures being used solely for the purposes herein contained. The amount of debentures of each corporation sold or disposed of from time to time shall be such proportion as may be fixed by the Commission of the total amount of debentures, due regard being given to the capital invested, the service rendered, the comparative revenue derived, and all other equitable conditions;

(c) To make no agreement or arrangement with, and to grant no bonus, license or other inducement to any other railway or transportation company without the written consent of the Commission;

(d) To keep, observe and perform the covenants, provisos and conditions set forth in this agreement intended to be kept and observed and performed by the corporations, and to execute such further or other documents and to pass such by-laws as may be requested by the Commission for the purpose of fully effectuating the objects and intent of this agreement;

(e) To furnish a free right of way for the railway and for the power lines of the Commission over any property of the corporations upon being so requested by the Commission, and to execute such conveyance thereof or agreement with regard thereto as may be desired by the Commission.

3. It shall be lawful and the Commission is hereby authorized to create or cause to be created an issue of bonds, and to sell or dispose of the same on behalf of the corporations. Such bonds to be charged upon and secured by the railway, and all the assets, rights, privileges, revenues, works, property and effects belonging thereto or held or used in connection with the railway constructed, acquired, operated and maintained by the Commission under this agreement, and to be for the total amounts mentioned in schedule "B" hereto attached; provided that the Commission may, upon obtaining the consent as herein defined of the majority of the corporations, increase the said bond issue by any amount necessary to cover the capital cost of extending the railway, and may also without such consent increase the said bond issue to cover the cost of additional works or equipment of any kind for use on the railway to an extent not exceeding ten per cent. (10%) of the bonds issued from time to time. In order to meet and pay such bonds and interest as the same becomes due and payable the Commission shall in each year after the expiration of ten years from the date of the issue of the bonds out of the revenue of the railway after payment of

operating

operating expenses (including electrical power) and the cost of administration set aside a sufficient sum to provide a sinking fund for the purpose of redeeming the same at maturity. Debentures issued by the corporations in compliance with clause (2b) hereof, shall, to the extent of the par value of any bonds outstanding from time to time, be held or disposed of by the Commission in trust for the holders of such bonds as collateral security for payment thereof; it being understood and agreed that in the event of any increase of the said bond issue each corporation shall, upon the request of the Commission, deposit with the Commission additional debentures as described in clause 2 (b) hereof, to be held or disposed of by the Commission as collateral security for such increase of the said bond issue, and that any debentures held by the Commission in excess of the par value of the outstanding bonds from time to time may be held or disposed of by the Commission to secure payment of any deficit arising from the operation of the railway.

4. In the event of the revenue derived from the operation of the undertaking being insufficient in any year to meet the operating expenses (including electrical power), the cost of administration and the annual charges for interest and sinking fund on the bonds, and for the renewal of any works belonging in whole or in part to the railway, such deficit shall be paid to the Commission by the corporations upon demand of and in the proportion adjusted by the Commission. In the event of the failure of any corporation to pay its share of such a deficit as adjusted by the Commission, it shall be lawful for the Commission in the manner provided in clause 2 (b) to dispose of debentures held by the Commission as security for any such deficit. Any arrears by any corporation shall bear interest at the legal rate.

5. Should any corporation fail to perform any of the obligations to the Commission under this agreement, the Commission may, in addition to all other remedies and without notice, discontinue the service of the railway to such corporation in default until the said obligation has been fulfilled, and no such discontinuance of service shall relieve the corporation in default from the performance of the covenants, provisos and conditions herein contained.

6. In case the Commission shall at any time or times be prevented from operating the railway or any part thereof by strike, lock-out, riot, fire, invasion, explosion, act of God, or the King's enemies, or any other cause reasonably beyond its control, then the Commission shall not be bound to operate the railway or such part thereof during such time; but the corporations shall not be relieved from any liability or payment under this agreement, and as soon as the cause of such interruption is removed the Commission shall, without any delay, continue full operation of the railway, and each of the corporations shall be prompt and diligent in doing everything in its power to remove and overcome any such cause or causes of interruption.

7. It shall be lawful for, and the corporations hereby authorize the Commission to unite the business of the railway with that of any other railway system operated in whole or in part by the Commission, and to exchange equipment and operators from one system to the other, proper provision being made so that each system shall pay its proportionate share of the cost of any equipment used in common.

8. If at any time any other municipal corporation applies to the Commission for an extension of the railway into its municipality the Commission shall notify the applicant and the corporations, in writing, of a time and place to hear all representations that may be made as to the terms and conditions relating to such proposed extension. If, on the recommendation of the Commission, such extension shall be authorized, without discrimination in favor of the applicant, as to the cost incurred or to be incurred for or by  
reason

reason of any such extension, the Commission may extend the railway upon such terms and conditions as may appear equitable to the Commission.

No such application for an extension of the railway into any municipality the corporation of which is not a party to this agreement shall be granted if it is estimated by the Commission that the cost of service of the railway to the corporations parties hereto will be thereby increased or the revenue and accommodation be injuriously affected without the written consent of the majority of the corporations parties hereto.

9. The consent of any corporation required under this agreement shall mean the consent of the council of such corporations, such consent being in the form of a municipal by-law duly passed by the council of the corporation.

10. The Commission shall, at least annually, adjust and apportion between the corporations the cost of construction, equipment, operation, interest, sinking fund, and also the cost of renewing the property of the railway.

11. Every railway and all the works, property and effects held and used in connection therewith, constructed, acquired, operated and maintained by the Commission under this agreement and the said Act shall be vested in the Commission on behalf of the corporations; but the Commission shall be entitled to a lien upon the same for all money expended by the Commission under this agreement and not repaid.

12. Each of the corporations covenants and agrees with the other:—

(a) To carry out the agreements and provisions herein contained;

(b) To co-operate by all means in its power at all times with the Commission to create the most favorable conditions for the carrying out of the objects of this agreement and of the said Act, and to increase the revenue of the railway and ensure its success.

13. In the event of any difference between the corporations the Commission may, upon application, fix a time and place to hear all representations that may be made by the parties, and the Commission shall adjust such differences, and such adjustments shall be final. The Commission shall have all the powers that may be conferred upon a commissioner appointed under the *Act Respecting Enquiries Concerning Public Matters*.

14. This agreement shall continue and extend for a period of fifty years from the \_\_\_\_\_ day of \_\_\_\_\_, 1914, and at the expiration thereof be subject to renewal, with the consent of the corporations from time to time for like periods of fifty years, subject to adjustment and re-apportionment as herein provided for the purposes of this agreement as though the terms hereof had not expired. At the expiration of this agreement the Commission shall determine and adjust the rights of the corporations, having regard to the amounts paid or assumed by them respectively under the terms of this agreement, and such other considerations as may appear equitable to the Commission and are approved by the Lieutenant-Governor in Council.

15. This agreement shall not come into effect until it has been sanctioned by the Lieutenant-Governor in Council.

## CHAPTER 32.

## An Act to amend The Ontario Telephone Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Clause (d) of section 2 of *The Ontario Telephone Act* Rev. Stat. c. 188, s. 2, amended. is amended by striking out the words “not only the cost of repair and maintenance but also the cost of” in the first and second lines thereof and substituting therefor the word “repairs”; by striking out the words “and the cost of labour and” in the third line thereof; and by striking out all the words in the said clause following the word “system” in the fourth line thereof.

**2.** Clause (f) of section 2 of the said Act is amended by Rev. Stat. c. 188, s. 2, amended. inserting after the word “establishment” in the third line thereof the words “or extension”; by striking out in the fourth line thereof the word “local”; by inserting after the word “established” in the fifth line thereof the words “or extended”; and by striking out all the words in the said clause following the word “petition” in the fifth line thereof.

**3.** Section 2 of the said Act is further amended by adding Rev. Stat. c. 188, s. 2, amended. thereto the following subsection:—

(j) “Extension” and “extended” in Part II of this Act “Extension” and “extended” defined. shall mean and include all works necessary for the purpose of furnishing telephone service to persons who after the passing of the by-law providing for the establishment of the system may sign the petition praying for the establishment of such system or any petition praying for the extension of the same.

**4.** Subsection 2 of section 3 of the said Act is amended Rev. Stat. c. 188, s. 3, ss. 2, amended. by inserting after the word “or” in the third line thereof the

words

words "subject to the provisions of subsections 10 and 11 of section 17."

Rev. Stat.  
c. 188, s. 8,  
amended.

**5.** Section 8 of the said Act is amended by adding thereto the following subsection:—

Board may  
exercise  
powers in  
unorganized  
territory.

(6) In unorganized territories the right to use highways and road allowances not within the jurisdiction of any municipal corporation for the purposes mentioned in subsection 1 of this section may be granted to a company by the Board.

Rev. Stat.  
c. 188, s. 9,  
amended.

**6.** Section 9 of the said Act is amended by striking out the word "local" in the second line thereof.

Rev. Stat.  
c. 188, s. 10,  
amended.

**7.** Section 10 of the said Act is amended by striking out the word "council" in the second and third lines thereof and substituting therefor the word "Board"; by striking out the words "including a statement showing the location of the proposed system and the manner in which it is proposed that it shall be constructed and maintained" in the third, fourth and fifth lines thereof.

Rev. Stat.  
c. 188, s. 10,  
amended.

**8.** Section 10 of the said Act is further amended by adding thereto the following subsection:—

Obligation  
of indi-  
vidual  
petitioner.

(2) The original and any supplementary petition shall constitute a valid and binding contract on the part of each person signing such petition to repay to the initiating municipality his share of the cost of establishing or extending, operating and maintaining the system as provided by sections 14 and 17 of this Act.

Rev. Stat.  
c. 188, s. 16,  
amended.

**9.** Section 16 of the said Act is amended by inserting after the word "may" in the first line thereof the words "with the approval of the Board"; and by inserting after the word "or" where it last occurs in the fifth line thereof the words "subject to the provisions of subsections 10 and 11 of section 17."

Rev. Stat.  
c. 188, s. 17,  
ss. 2,  
amended.

**10.** Subsection 2 of section 17 is amended by striking out the word "were" in the fourth line thereof and substituting therefor the word "are"; by striking out the word "original" in the fourth line thereof; and by striking out the words "become subscribers and" in the fourth and fifth lines thereof.

Rev. Stat.  
c. 188, s. 17,  
ss. 7,  
amended.

**11.** Subsection 7 of section 17 is amended by inserting after the word "subscribers" in the first line thereof the words together

“together with any other revenue derived from the operation of the system.”

**12.** Subsection 8 of section 17 is amended by adding Rev. Stat. c. 188, s. 17, ss. 8, amended. at the end thereof the words “provided, however, that the Board may extend beyond two years the period within which the by-law for the issuing of debentures shall be passed.”

**13.** Section 20 of the said Act is amended by inserting Rev. Stat. c. 188, s. 20, amended. after the word “may” in the first line thereof the words “with the approval of the Board.”

**14.** Subsection 2 of section 21 of the said Act is Rev. Stat. c. 188, s. 21, amended. amended by inserting after the word “elected” in the first line thereof the words “each year, at the annual general meeting of the subscribers or”; and by striking out after the word “purpose” in the second line thereof the words “in such manner as the council directs.”

**15.** Section 21 of the said Act is further amended by Rev. Stat. c. 188, s. 21, amended. adding thereto the following subsections:—

(2a) Notice of the time and place for holding the first Notice of first general meeting of subscribers general meeting of the subscribers shall be given, at least ten days previously thereto, by the clerk of the initiating municipality by circular letter, prepaid, mailed to the last known address of each subscriber.

(2b) No person having himself or by or with or through another an interest, other than that of a subscriber, in any contract relating to the maintenance of the system or in any contract for the supply of goods or materials to a contractor for work in connection with the system for which the initiating municipality or the commissioners pay or are liable directly or indirectly to pay or who has an unpaid claim for such goods or materials shall be eligible to be elected a commissioner. Disqualification of persons interested in contracts.

**16.** Subsection 7 of section 21 of the said Act is repealed. Rev. Stat. c. 188, s. 21, ss. 7, repealed.

**17.** Subsection 1 of section 26 is amended by inserting Rev. Stat. c. 188, s. 26, ss. 1, amended. before the word “the” in the first line thereof the words “Every company shall furnish a prompt and efficient service and for the purpose of ensuring the same.”

**18.** Subsection 6 of section 26 is amended by inserting Rev. Stat. c. 188, s. 26, ss. 6, amended. after the word “may” in the sixth line thereof the words “make

"make such order as it may deem expedient"; and by striking out all the words in the said subsection following the word "highway" in the eighth line thereof.

Rev. Stat.  
c. 188, s. 26,  
amended

**19.** Section 26 of the said Act is further amended by adding the following subsections:—

Power of  
the Board  
to inquire  
into failure  
of duty on  
part of  
company  
and to make  
such order  
as may be  
expedient

- (8) Notwithstanding anything in any Act contained, whenever any company has failed to do any act, matter or thing required by *The Ontario Companies Act*, the Board may enquire into the causes and extent of such failure, and if in the opinion of the Board such failure has been due to inadvertence, error or mistake, the Board may order such company to do such acts, matters or things, as the Board may consider to be expedient or necessary in the premises, and upon such company complying with such order the Board may recommend to the Lieutenant-Governor in Council that Supplementary Letters Patent, Order in Council, or Certificate embodying such provisions as may be deemed expedient or necessary be issued to such company, and thereupon the Lieutenant-Governor in Council may issue such Supplementary Letters Patent, Order in Council or Certificate.

Validation  
of acts  
of the  
company.

- (9) After such Supplementary Letters Patent, Order in Council or Certificate has been issued, such company shall be deemed to have performed *nunc pro tunc* such act, matter or thing required by *The Ontario Companies Act* as fully and effectively as if such failure had not occurred, and all agreements, contracts and obligations made or entered into by or with the company shall be legal, valid and binding to the same extent as they would have been if such inadvertence, error or mistake had not been made.

Rev. Stat.  
c. 188, s. 29,  
amended.

**20.** Section 29 of the said Act is amended by striking out the words "Lieutenant-Governor in Council" in the ninth line thereof and substituting therefor the word "Board."

Rev. Stat.  
c. 188, s. 34.

**21.** Section 34 of the said Act is amended by adding at the end thereof the words "and no company shall charge or collect any toll for the interchange of telephone messages or service under any agreement or arrangement which has not been approved by the Board."

## CHAPTER 33.

## The Municipal Amendment Act, 1914

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 1 of section 14 of *The Municipal Act* is amended by adding after the words "two hundred acres" in the third line and after the words "one thousand acres" in the fourth line the words "or fraction thereof." Rev. Stat. c. 192, s. 14, ss. 1, amended.

2. Subsection 2 of the said section 14 is amended by striking out all the words in the third line and substituting the words "acres or fraction thereof added for each additional 500 of its population or fraction thereof." Rev. Stat. c. 192, s. 14, ss. 2, amended.

3. Subsection 4 of section 14 of *The Municipal Act* is amended by adding the following words after the words "public squares" in the first line thereof; "and land covered by water." Rev. Stat. c. 192, s. 14, ss. 4, amended.

4. Section 73 of *The Municipal Act* is amended by striking out the words "of a city having a population of not less than 75,000" in the first and second lines and substituting the words "of a local municipality." Rev. Stat. c. 192, s. 73, amended. Elections on New Year's Day.

5. Subsection 2 of section 161 of the said Act is amended by inserting after the word "contested" in the second line the following words "any municipal elector in the county or where the validity of the election is contested." Rev. Stat. c. 192, s. 161, ss. 2, amended.

6. Subsection 3 of section 263 of *The Municipal Act* is repealed and the following subsection substituted therefor:— Rev. Stat. c. 192, s. 263, amended.

(3) A proposed by-law may and in cities having a population of not less than 40,000 shall, where it provides for the purchase or acquiring of any public utility or street railway or for entering into

Submission  
of by-laws  
on election  
day.

into any agreement for that purpose, or for disposing of any public utility or granting any public franchise, be submitted only on the day fixed for taking the poll at the annual municipal election.

Rev. Stat.  
c. 192, s. 280,  
amended.

7. Section 280 of *The Municipal Act* is amended by adding the following as subsection 5:—

Extension  
of time  
for passing  
by-law.

“(5) Provided that The Ontario Railway and Municipal Board may in the case of any by-law heretofore passed, or hereafter to be passed, upon the application of the Council extend the time for passing the by-law beyond such period of six weeks, and such extension of time may be made although the application for the same is not made until after the expiration of such period of six weeks, and in such case the by-law may be passed within such extended time.”

Rev. Stat.  
c. 192, s. 295,  
amended.

8. Section 295 of *The Municipal Act* is amended by adding the following as subsection 3a:—

Approval  
of by-laws  
in matters  
requiring  
approval of  
Board of  
Health.

“(3a) In the case of a by-law for raising money for any of the works or purposes mentioned in sections 89 and 94 of *The Public Health Act*, the Board may, upon the presentation of a certificate of the Provincial Board of Health approving the said works, grant a certificate approving the by-law, notwithstanding that the certificate of approval by the Provincial Board of Health was not obtained prior to the passing of the by-law, or that the by-law does not contain a recital of such approval. This subsection shall be deemed to have been in force since 24th March, 1911.”

Rev. Stat.,  
c. 192, s. 314,  
amended.

9.—(1) Subsection 1 of section 314 of the said Act is amended by inserting the following words at the beginning thereof:—

“Subject to subsection 2a.”

Rev. Stat.  
c. 192, s. 314,  
amended.

(2) The said section 314 of the said Act is amended by inserting the following as subsection 2a:—

Execution  
of debentures.

“(2a) In a city having a population of not less than 200,000, the signature of the head of the council of the said corporation to all debentures or other like instruments issued by the said corporation may be written, stamped, lithographed or engraved.”

**10.** *The Municipal Act* is amended by adding the following as section 319a:—

Rev. Stat.,  
c. 192,  
amended.

319a. Where by this or any other Act power is conferred on a municipal corporation to borrow money for any purpose without the assent of the electors, it shall include not only the power to borrow money by the issue of debentures but also the power to agree with any bank or person for temporary advances to meet the expenditure incurred from time to time for such purpose.

Temporary  
advances  
to meet cost  
of works.

**11.** Paragraph 3 of section 400 of the said Act is amended by adding after the word "works" in the tenth line thereof the following words:—

Rev. Stat.  
c. 192, s. 400,  
ss. 3,  
amended.

"or to meet the cost of extensions or improvements already made to such works."

**12.** Clause (a) of paragraph 13 of section 406 of *The Municipal Act* is repealed and the following substituted therefor:—

Rev. Stat.  
c. 192, s. 406,  
cl. (a),  
par. 13,  
repealed.

(a) An engineer so appointed and his assistants shall in the performance of their duties possess all the powers, rights and privileges which a surveyor possesses under the provisions of section 6 of *The Surveys Act*.

Power of  
engineer.

**13.** *The Municipal Act* is amended by inserting therein as section 406a the following:—

Rev. Stat.,  
c. 192,  
amended.

406a. By-laws may be passed by the council of cities having a population of not less than 200,000,

1. (a) Requiring all residents in the municipality owning and using any wheeled vehicle to obtain a license therefor before using the same upon any highway of the city.
- (b) Regulating the issuing of such licenses and the collection of fees therefor.
- (c) Fixing an annual fee not exceeding \$1.00 for such licenses, which shall be approved of by the Ontario Railway and Municipal Board.
- (d) Fixing a scale of fees for different vehicles.

Licensing  
users of  
wheeled  
vehicles.

- (e) Imposing penalties not exceeding \$5.00 exclusive of costs upon all persons who contravene any such by-law.
- (f) Providing that such penalties may be recoverable in the manner provided by this Act.

Case of  
building  
encroaching  
on highway.

2. For allowing any person owning or occupying any building or other erection which by inadvertence has been wholly or partially erected upon any highway to maintain and use such erection thereon and for fixing such annual fee or charge as the council may deem reasonable for such owner or occupant to pay for such privilege.

- (a) Such fee or charge shall form a charge upon the land used in connection therewith and shall be payable and payment of it may be enforced in like manner as taxes are payable and the payment of them may be enforced, but nothing herein contained shall affect or limit the liability of the municipality for all damages sustained by any person by reason of any such erection upon any highway.

Use of  
highway or  
boulevard  
for building  
purposes.

3. (a) For permitting the use of a portion of any highway or boulevard by the owner or occupant of land adjoining such highway or boulevard during building operations upon such land for the storage of materials for such building or for the erection of hoardings.

- (b) To fix a fee or charge for such use according to the area occupied and the length of time of such occupation and to collect the same.

- (c) To regulate the placing of such materials or hoardings, the restoration of such highway or boulevard to its original condition, the payment of such fee or charge, and the giving of permits for such privilege.

4. For licensing and regulating the owners of public garages, and for fixing the fees for such licenses, and for imposing penalties for breaches of such by-law and for the collection thereof.

- (a) For the purpose of this paragraph, a public garage shall include a garage where motor cars are hired or kept or used for hire, or where such cars, or gasoline, oils, or other accessories are stored or kept for sale.

**14.** Section 409 of *The Municipal Act* is amended by adding the following as paragraph 2a:—

Rev. Stat.,  
c. 192, s. 409,  
amended.

- 2a. Paragraph 2 of this section shall also apply to plumber shops, machine shops, tinsmith shops, moving picture or other theatres and buildings used for the storage of builder's plant; but this paragraph shall not apply to a building which was on the 1st day of May, 1914, erected or used for any of such purposes so long as it is used as it was used on that day.

Regulation,  
etc., of  
plumber  
shops, etc.

**15.** Paragraph 8 of section 411 of the said Act is amended by inserting after the word "naming" in the second line the words "and changing the names of."

Rev. Stat.  
c. 192, s. 411,  
par 8,  
amended.

**16.** Section 416 of the said Act is amended by adding the following as paragraph 4:—

Rev. Stat.,  
c. 192, s. 416,  
amended.

4. For licensing, regulating and governing the businesses of dry cleaners, pressers and persons engaged in those and similar businesses in which gasoline or benzine is used.

Licensing,  
etc., dry  
cleaners,  
pressers etc.

**17.** *The Municipal Act* is amended by adding thereto the following as subsection 416a:—

Rev. Stat.,  
c. 192, s. 416,  
amended.

- 416a. A by-law passed by the council of a county under the provisions of section 416 shall whether the same is mentioned or not cover and include the boundary line or highway between such county and an adjoining county, and a sale made on said boundary line or highway to a resident of a county in which such by-law is in force shall be and constitute a breach of such by-law in the same manner and with like consequence and effect as if made wholly within the said county.

County  
by-law to  
apply to  
sales on  
county  
boundary  
lines.

**18.** *The Municipal Act* is amended by inserting therein the following as section 425a:—

Rev. Stat.,  
c. 192,  
amended.

- 425a. By-laws may be passed by the councils of cities having a population of not less than 200,000 with the assent of the municipal electors for

Payment of  
aldermen  
and chair-  
men of  
committees.

paying

paying an annual allowance not exceeding \$1,200 to aldermen and an additional allowance not exceeding \$100 to each chairman of a standing committee and to the chairman of the Court of Revision and the Local Board of Health.

Rev. Stat.  
c. 192, s. 427,  
repealed.

**19.** Section 427 of *The Municipal Act* is hereby repealed and the following substituted therefor:—

Expenses of  
entertain-  
ing guests  
and for  
travelling  
on civic  
business.

427.—(1) The council of a city, town, village, county or township may pay for or towards the reception of entertainment of persons of distinction or the celebration of events or matters of national interest or importance, or for or towards travelling or other expenses incurred in respect to matters pertaining to or affecting the interests of the corporation, a sum not exceeding in any year in the case of

- |  |          |
|--|----------|
| (a) a city having a population of not less than 100,000 .....      | \$20,000 |
| (b) a city or town having a population of not less than 20,000.... | 2,500    |
| (c) a city or town having a population of not less than 10,000.... | 1,000    |
| (d) a county . . . . .   | 1,500    |
| (e) other municipalities .....                                     | 500      |

Rev. Stat.,  
c. 192, s. 479,  
repealed.

**20.** Section 479 of *The Municipal Act* is repealed and the following substituted therefor:—

Laying out  
highways.

479.—(1) No highway shall be laid out in any municipality without the sanction of the council of the municipality.

Width.

(2) No highway less than 66 feet in width or except in a city or town more than 100 feet in width shall be laid out by the council of the municipality without the approval of the Municipal Board or by any owner of land without the approval of the council of the municipality and of the Municipal Board.

Rev. Stat.  
c. 194, not  
affected.

(3) Nothing in this section shall affect the provisions of *The City and Suburbs Plans Act*.

Case of un-  
organized  
territory.

(4) Subsection 2 shall not apply to a township in un-organized territory, and a highway less than 66 feet in width may be laid out by the council

of any such township subject to and in accordance with the regulations of the Department of Lands, Forests and Mines.

**21.** Subsection 2 of section 481 of the said Act is hereby repealed, and it is hereby declared that no by-law passed under the said section 481 shall be deemed to be invalid by reason of any omission to comply with the provisions of the said subsection. Rev. Stat.  
c. 192,  
s. 481 (2),  
repealed.

**22.** Section 503 of *The Municipal Act* is amended by adding the following as subsection 1a:— Rev. Stat.  
c. 192, s. 503,  
amended.

- (1a) In the case of a police village having a population of less than five hundred and an area of less than five hundred acres the council of the county, on petition as required by subsection 1, may by by-law increase the area of such village by adding to it any adjoining land so that the total area shall not exceed five hundred acres. Extension  
of limits  
of police  
village.

## CHAPTER 34.

## An Act to amend The Assessment Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Subsection 2 of section 84 of *The Assessment Act* is <sup>Rev. Stat., c. 195, s. 84</sup> amended by striking out all the words after the word “assess-<sup>(2)</sup>ment” in the 7th line and inserting in lieu thereof the <sup>amended.</sup> words “but the clerk of any municipality shall when required to do so by the County Judge or by resolution of the county council for the purpose of equalization or otherwise, produce the assessment roll of the municipality and if required by the county council prepare and transmit to the county clerk a certified copy of the roll.”

## CHAPTER 35.

## An Act to amend The Public Utilities Act

*Assented to 1st May, 1914.*

**HIS MAJESTY**, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** *The Public Utilities Act* is amended by adding the following as section 63: Rev. Stat.,  
c. 204,  
amended.

63.—(1) After the same have first been submitted to and approved of by the Lieutenant-Governor in Council by-laws may be passed by the councils of all municipalities to prohibit the sale or distribution within the municipality of natural or manufactured gas containing sulphuretted hydrogen. Prohibition  
of sale, etc.,  
of gas con-  
taining  
sulphuretted  
hydrogen.

(2) If a company contravenes the provisions of any such by-law or after the passing of such by-law neglects or refuses to furnish a supply sufficient for all public and private uses of gas not containing sulphuretted hydrogen any right, privilege or franchise which it possesses for the sale or distribution of natural or manufactured gas within the municipality shall *ipso facto* come to an end and be determined. Forfeiture  
of fran-  
chise for  
contraven-  
tion of  
by-law.

(3) The corporation may apply to the Ontario Railway and Municipal Board for a declaration that the company has contravened the provisions of the by-law, or that, after the passing of such by-law, it has neglected or refused to supply gas not containing sulphuretted hydrogen, as provided by subsection 2, and the board on proof to its satisfaction that the company has done so may make the declaration, and the fact of such contravention or neglect or refusal shall be thereby conclusively established. Application  
to Ontario  
Railway and  
Municipal  
Board for  
declaration  
as to con-  
travention.

Right of  
action to  
restrain  
sale, etc.

- (4) After the passing of such by-law the corporation shall also have the right to bring and maintain an action to restrain the sale or distribution within the municipality of natural or manufactured gas containing sulphuretted hydrogen.

Removal  
of mains,  
pipes, etc.

- (5) Upon application by a municipal corporation to the Ontario Railway and Municipal Board and upon proof of the sale or distribution of natural or manufactured gas containing sulphuretted hydrogen within such municipality after the passing of a by-law prohibiting the same, an order shall be made for the removal by the company so selling or distributing, of its conduits, mains, pipes and works from such municipality, but not including those used only for the purpose of transportation through the municipality to another municipality, and in default of such removal within the time limited by such order then for the removal thereof by the corporation at the expense of the company.

Restoration  
of condition  
of high-  
ways.

- (6) Upon such removal such company shall restore the highways to as good a condition as they were in prior to such removal and in default thereof within the time limited by the order of the Board, the corporation may do so at the expense of the company, and the expense incurred by the corporation in such removal and restoration shall be recoverable in any court of competent jurisdiction.

Application  
of section.

- (7) This section shall apply to every company incorporated before or after the passing of this section and whether by special Act or under the provisions of any general Act.

No action  
for for-  
feiture of  
franchise.

- (8) No action shall lie or be maintainable by a company against any municipal corporation for or by reason or on account of the forfeiture under the provisions of this section of any right, privilege or franchise of the company in the municipality.

## CHAPTER 36.

## An Act to amend The Motor Vehicles Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Subsection 2 of section 8 of the said Act is amended by <sup>R.S.O., c. 207,</sup> adding thereto the following words: “Provided that this sub-<sup>s. 8 (2),</sup> section, so far as relating to the position of the marker on<sup>amended.</sup> the back, shall not apply to motor trucks or other motor vehicles for the delivery of goods.”

**2.** Subsection 2 of section 6 is amended by inserting at <sup>R.S.O. c. 207,</sup> the end thereof the following words:—<sup>s. 6 (2),</sup>  
<sup>amended.</sup>

“and in the case of a motor bicycle with a side-car attached a lighted lamp shall also be attached to the outside edge of the side-car.

**3.** Section 19 of the Act is amended by adding at the end <sup>R.S.O. c. 207, s. 19,</sup> the following words:—<sup>amended.</sup>

“ Unless at the time of such violation the motor vehicle was in the possession of a person, not being in the employ of the owner, who had stolen it from the owner.”

**4.** Subsection 1 of section 8 of the said Act is amended by <sup>R.S.O. c. 207,</sup> adding after the word “permit” in the sixth line thereof the<sup>s. 8 (1),</sup> words “issued for the current year.”<sup>amended.</sup>

## CHAPTER 37.

## An Act to amend The Liquor License Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 215, s. 51,  
clause (b)  
amended

**1.** Section 51 of *The Liquor License Act* is amended by adding after the words "Christmas Day" in the first line of clause (b) the words "Good Friday."

Rev. Stat.,  
c. 215, s.  
110, s.s. 2  
amended.

**2.** Subsection 2 of section 110 of *The Liquor License Act* is amended by striking out the words "a licensee" in the fourth and fifth lines and substituting therefor the words "is either a druggist or a licensee under this Act" and by adding at the end of said subsection the following clause:

(a) In case of an appeal under this subsection the proceedings to be taken and the powers of the judge shall, *mutatis mutandis*, be the same as in the case of an appeal against an order of dismissal as provided in subsections 7 and 8 of this section.

Rev. Stat.,  
c. 215, s. 120,  
clause (e),  
amended.

**3.** Section 120 of the said Act is amended by adding at the end of clause (e) thereof the following sub-clause:

(i) In addition to the penalty which may be imposed under the preceding clause, the convicting magistrate may by his order prohibit the person so convicted from purchasing or otherwise obtaining any liquor, except upon the prescription of a duly qualified medical practitioner within twelve months from the date of such prohibitive order, and may also prohibit all licensed persons within the jurisdiction of such magistrate from selling or supplying any liquor to such prohibited person as aforesaid during the time such order of prohibition is in force. A copy of such prohibitory

hibitory order shall be served upon all the persons to be affected thereby and may be so served in the manner provided for the services of notices under the next preceding section. A person served with any such prohibitory order who violates the same shall be guilty of an offence against this Act.

4. Section 122 of *The Liquor License Act* is amended by adding at the end of subsection 1 thereof the following: Rev. Stat., c. 215, s. 122, amended.

"But where a local option by-law is in force in any municipality in a license district the expenses of enforcing the provisions of this Act applicable thereto within such municipality may be paid out of any fines or penalties received within such district in respect to offences against this Act in any such municipality."

5. Section 141 of *The Liquor License Act* is amended by inserting after the words "local option by-law is in force" in the first and second lines the words "or in which no tavern or shop license is issued." Rev. Stat., c. 215, s. 141, amended.

6. *The Liquor License Act* is amended by inserting there in the following sections: Rev. Stat., c. 215, amended.

148a.—(1) In case the fines and penalties imposed and collected under and by virtue of *The Canada Temperance Act* are insufficient to meet the expenses incurred in the enforcement of that Act the Treasurer of Ontario may pay into the License Fund out of the Consolidated Revenue Fund a sum not exceeding one-half the amount which the municipality is required to pay for or on account of such expenses over and above the fines and penalties so collected. Provision for enforcement of Canada Temperance Act where fines insufficient.

(2) The treasurer of the county or city to which the fines are payable shall keep a separate account of the fines received and also of the amount paid or contributed by the municipality towards the expenses of enforcing the Act, and the Province shall not be called upon to pay any proportion of the expenses so long as there is a balance at the credit of the said account. Account of fines and amount contributed by county or city.

(3) The separate account mentioned in the next preceding subsection shall be subject to audit by an officer of the License Branch; such audit may

take place at the office of the treasurer of such county or city and the certificate of such officer when approved by the Minister shall be sufficient evidence of the correctness of such separate account.

County not  
to include  
district.

- (4) The word "county" when used in this section and in section 148 shall not include a provisional judicial district.

Payment of  
appropriation for en-  
forcement  
of C. T. Act.

- 148b. Whenever an appropriation is made by the Legislature for enforcing *The Canada Temperance Act*, the Minister may by his order direct the payment out of such appropriation of any sum or sums which he may find necessary from time to time for the enforcement of the said Act in a provisional judicial district during the time that Act is in force in such district.

Rev. Stat.  
c. 215, s. 25,  
amended.

7. Section 25 of *The Liquor License Act* is amended by adding thereto the following subsection:

Sale of  
temperance  
beer, etc.

- 2a. No unlicensed person shall sell or keep for sale any beverage contained in bottles, on which there has not been previously placed a label containing the name or other brief designation of such beverage, and in the case of any product known as temperance beer, or other similar beverage such label in addition to the name shall show, in a legible manner, that the contents of the bottle contains less than two and one-half per cent. of proof spirits, and the owner or person on whose premises any such unlabelled beverage is found or who has sold such beverage shall be guilty of an offence against this Act, and any such beverage may be seized and the convicting magistrate may by his order direct its destruction.

## CHAPTER 38.

## An Act respecting Employment Agencies

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** This Act may be cited as *The Employment Agencies* Short title Act.

**2.** In this Act,

**Interpreta-  
tion.**

(a) "Employment Agency" shall mean and include the business of procuring for fee or reward work-<sup>"Employment agency."</sup>men, artificers, labourers, domestic servants and other persons for the performance of skilled or unskilled labour and the business of procuring for fee or reward employment for any class of workmen, artificers, labourers, domestic servants and other persons.

(b) "Regulations" shall mean regulations made by the Lieutenant-Governor in Council under the au-<sup>"Regulations."</sup>thority of this Act.

(c) "Treasurer" shall mean the Treasurer of Ontario. <sup>"Treasurer."</sup>

**3.—(1)** The Treasurer may issue to any person, firm or corporation a license to carry on the business of an employ-<sup>Term of License.</sup>ment agency.

(2) The license shall remain in force until the 1st day of July in the year next following that in which it is issued. <sup>license.</sup>

(3) The license shall state the address at which the busi-<sup>Address to be stated.</sup>ness is to be carried on.

**4.—(1)** No person shall carry on the business of an em-<sup>Not to carry on business without license.</sup>ployment agency in Ontario without the license mentioned in section 3.

Branches,  
offices and  
agencies.

(2) Where an employment agency is carried on by any person by means of offices, branches or agents in different municipalities a separate license shall be required for each such office, branch or agent and a separate fee shall be payable in respect of each office, branch or agency.

Penalty.

(3) Every person who carries on the business of an employment agency without the required license shall incur a penalty of not less than \$10 nor more than \$500 recoverable under *The Ontario Summary Convictions Act* before a police magistrate or two justices of the peace, and in default of immediate payment thereof shall be imprisoned for a period of twelve months or until the penalty and costs are paid.

Regulations.

5. The Lieutenant-Governor in Council may make regulations,—

- (a) governing the conduct of the business of employment agencies;
- (b) respecting the fees to be charged for licenses under this Act;
- (c) respecting the security to be given by licensees for due observance of this Act and the regulations;
- (d) providing for returns to be made by persons to whom licenses are issued under the authority of this Act;
- (e) for the inspection of employment agencies;
- (f) for the revocation and cancellation of a license upon the conviction of the holder thereof for any offence or upon its being shown to the satisfaction of the Treasurer that the business of the licensee is being conducted dishonestly, unfairly or improperly;
- (g) generally for the better carrying out of the provisions of this Act.

Commence-  
ment  
of Act.

6. This Act shall come into force and take effect on and from a day to be named by the Lieutenant-Governor in Council by his Proclamation.

## CHAPTER 39.

## An Act for the Better Prevention of Ticket Speculation

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ticket Speculation Act*. Short title.

2. In this Act

Interpre-  
tation  
"Ticket."

"Ticket" shall mean a card, pass or other document upon presentation of which the holder is entitled to admission to any theatre, opera house, public hall, show, game, grandstand, race meeting, exhibition or amusement of any kind whatever.

3. Every person who

Offence.

(a) being the holder of a ticket sells or disposes of the same at a higher price than that at which it was first issued, or endeavors or offers so to do. Selling.

(b) purchases or attempts to purchase tickets with the intention of reselling the same at a profit, or purchases or offers to purchase tickets at a higher price than that at which the same are advertised or announced to be for sale by the owner or proprietor of any place mentioned in section 2, Purchasing as a speculation or at a higher price than advertised.

shall incur a penalty of not less than \$5, and not more than \$50, recoverable under *The Ontario Summary Convictions Act*. Penalty. Rev. Stat. c. 90.

4. This Act shall not apply to the sale of tickets by the proprietor of a shop or hotel-stand or his servant when such proprietor is an agent of a theatre, opera house, public hall, grand stand, or of the owner or promoter of a show, game, race-meeting, exhibition, or amusement of any kind whatever for the sale of tickets, and where the commission charged upon such sale does not exceed 25 cents for each ticket. Exception as to sale on commission at hotel stands and stores.

## CHAPTER 40.

## An Act to amend The Factory, Shop and Office Building Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
cap. 229,  
s. 18,  
amended.

**1.** Section 18 of *The Factory, Shop and Office Building Act* is amended by adding the following subsection:—

Inspectors'  
duties in  
enforcing  
provisions  
as to steam  
plants and  
hoisting  
plants,

(5) It shall be the duty of the inspectors appointed under this Act to assist in the enforcement of *The Stationary and Hoisting Engineers' Act*, to report to the Stationary and Hoisting Engineers' Board any violation thereof, and to furnish to the Board such information as they may have as to the conduct and capability of any person holding or applying for a certificate.

Rev. Stat.,  
c. 170.

Rev. Stat.,  
cap. 229,  
amended.

**2.—**(1) The said Act is amended by adding the following section immediately after section 31:—

Employ-  
ment of  
women by  
Orientals.

31a. No Chinese person shall employ in any capacity or have under his direction or control any female white person in any factory, restaurant or laundry.

Commence-  
ment of  
section.

(2) Subsection 1 shall not come into force until a day to be named by proclamation of the Lieutenant-Governor in Council.

Rev. Stat.  
cap. 229,  
s. 36,  
amended.

**3.** Section 36 of the said Act is amended by striking out the word "ten" in the sixth line and substituting therefor the word "eight."

Rev. Stat.,  
c. 229, s. 43,  
amended.

**4.** Section 43 of the said Act is amended by adding the following subsection:—

Regulations  
as to  
sanitary  
regulations.

(7) The Lieutenant-Governor in Council may make regulations for the more effectual carrying out of the provisions of this section.

5. Section 57 of the said Act is amended by adding the following subsection:—

Rev. Stat.,  
c. 229, s. 57,  
amended.

- (5) From and after the first day of July, 1914, this section shall apply to all boilers except those in residential buildings other than apartment houses, and except those used for agricultural purposes.

Application  
of pro-  
visions as  
to boilers.

6. Section 58 of the said Act is amended by adding the following subsection:—

Rev. Stat.,  
c. 229, s. 58,  
amended.

- (5) In a factory, shop or office building no person under the age of eighteen years shall be allowed regularly to operate or control an elevator.

Certain  
minors not  
to operate  
elevators.

## CHAPTER 41.

## An Act to provide for the appointment of a Fire Marshal for the Province of Ontario

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

- Short title.**      **1.** This Act may be cited as *The Fire Marshals Act*.
- Interpretation**      **2.** In this Act
- “Regulations.”      “Regulations” shall mean the regulations made by the Lieutenant-Governor in Council under the authority of this Act.
- Appointment of Fire Marshal.**      **3.**—(1) There shall be an officer to be known as the Fire Marshal, who shall be appointed by the Lieutenant-Governor in Council.
- Deputy Fire marshals.**      (2) The Lieutenant-Governor in Council may appoint such number of persons as he may deem necessary to be Deputy Fire Marshals, who shall, subject to the regulations, possess the powers and perform the duties of the Fire Marshal in the respective localities for which they are appointed, and shall be under the direction and control of the Fire Marshal.
- Officers and assistants.**      (3) The Lieutenant-Governor in Council may also appoint such officers, clerks and servants as may be deemed necessary for the assistance of the Fire Marshal for carrying out his duties under this Act and the regulations.
- Salary and remuneration.**      (4) The Fire Marshal and Deputy Fire Marshals and such officers, clerks and servants shall receive such salaries or other remuneration as shall be fixed by the Lieutenant-Governor in Council, and the same and any other expenses
- Payment of**      occasioned in carrying out the provisions of this Act or the regulations shall be payable out of the fund set apart for that purpose under section 10.

4. The Lieutenant-Governor in Council may make regulations, Power of Lieutenant-Governor in Council to make regulations.

- (a) Prescribing the respective duties of the Fire Marshal and Deputy Fire Marshals, and of the officers, clerks and servants of the Fire Marshal's office; Prescribing duties.
- (b) Fixing the forms of and particulars to be stated in the records and returns to be made by the Fire Marshal and Deputy Fire Marshals and by every person who may be required under this Act to furnish information to the Fire Marshal; Prescribing forms, etc.
- (c) Requiring any person to furnish such statistical and other information to the Fire Marshal as may be deemed necessary. Statistics.
- (d) Providing for the appointment of an Advisory Committee the members of which shall serve without remuneration, and defining the duties and powers of such Committee; Advisory Committee.
- (e) Generally for the better carrying out of the provisions of this Act. Generally.

5. Subject to any regulations made under the authority of this Act, the Fire Marshal shall have authority and it shall be his duty to Powers and duties of Fire Marshal.

- (a) Investigate the cause, origin and circumstances of every fire occurring in Ontario by which the property of His Majesty or of any person has been destroyed or damaged, and, so far as it is possible, determine whether such fire was the result of carelessness or design; Investigations.
- (b) Upon complaint of any person having an interest in any adjacent or neighbouring building or property or without any complaint enter into and upon all buildings and premises for the purposes of examination, taking with him, if necessary, a peace officer or such other assistance as he may deem proper. Examination of premises.
- (c) Whenever he shall find in any building or upon any premises combustible material or conditions dangerous to the safety of such building or premises or which is so situated as to endanger other property, order such combustible material Ordering removal of combustible material

material to be removed or such dangerous conditions to be remedied, by the owner or occupant of such building or premises.

Records and statistics.

- (d) Keep a record of all fires reported to him with such facts, statistics and circumstances as may be required by the regulations;

Reporting to Crown Attorney.

- (e) Report to the crown attorney of the proper county or district the facts as evidence in any case in which he finds that there is reason to suppose that loss by fire has been occasioned by criminal negligence or design, or in which he deems an offence has been committed against the provisions of this Act.

Withholding payment of losses.

- (f) Whenever he may deem it advisable in the public interests order the withholding of payment of insurance money which may become payable by reason of any fire for a period not exceeding 60 days from the occurrence of the fire pending an investigation of the cause and circumstances of the fire.

Reporting contraventions of the law.

- (g) Report to the Lieutenant-Governor in Council any contravention of any enactment passed by this Legislature with respect to the prevention of fires, the prevention of injury to persons attending public entertainments, private acetylene gas plants, the construction and maintenance of fire escapes, and the means and adequacy of exits from public buildings.

Powers to hold Enquiries.

**6.** For the purpose of any enquiry or investigation which it is his duty or which he has the power to hold under the provisions of this Act, the Fire Marshal shall have and may exercise all the powers which may be conferred upon a Commissioner appointed under *The Public Inquiries Act*.

Rev. Stat. c. 18.

Assistants ex officio.

**7.—(1)** The chief of the fire department of every municipality in which a fire department is established, and the clerk of every other municipality shall be by virtue of the office held by him an assistant to the Fire Marshal.

Their duty to report

(2) The assistants to the Fire Marshal shall report to him in writing on forms to be supplied by him, all the fires occurring in their respective municipalities within three days after receiving information of the fire.

(3) Except in cities and towns having organized fire departments, every assistant to a Fire Marshal shall receive fifty cents for each such report, and the same shall be payable by the corporation of the municipality. <sup>Fees for reports.</sup>

8.—(1) Every fire insurance company authorized to transact business in Ontario shall report to the Fire Marshal, through the secretary or some other officer of the company designated by the Board of Directors for that purpose, all fire losses on property insured in any such company, giving the date of the fire, and such other particulars as are required by the regulations. <sup>Fire Insurance Companies, duty to report.</sup>

(2) The report shall be mailed to the Fire Marshal within three days after notice of loss is received by the company. <sup>Transmitting reports.</sup>

(3) Every such company shall also report to the Fire Marshal the amount of the loss as adjusted on each fire after the adjustment is made. <sup>Reporting losses adjusted.</sup>

9. Nothing in this Act shall render it obligatory for the Fire Marshal to perform in any local municipality such of the duties prescribed by this Act as are provided for by-laws of the corporation. <sup>Saving as to duties performed under municipal by-law.</sup>

10.—(1) For the purpose of providing a fund for the remuneration of the Fire Marshal or other officers appointed under this Act, together with office and travelling expenses and witness fees, every person or corporation transacting the business of fire insurance within the meaning of *The Ontario Insurance Act* shall, in addition to the taxes now required by law to be paid to such person or corporation, pay to the Treasurer of Ontario an amount not exceeding one-third of one per cent. of the gross premiums received, or in the case of a mutual fire insurance company one-third of one per cent. of the gross premiums received on the cash system, by such person or corporation in respect of business transacted in Ontario during the preceding year as shown by the annual statement furnished to the Treasurer of Ontario under *The Corporations Tax Act*. <sup>Fund for remuneration. Rev. Stat. c. 183. Rev. Stat. c. 27.</sup>

(2) The total of such amounts shall constitute a special fund for the maintenance of the office of Fire Marshal, and the expense incident thereto, but any portion of such fund remaining unexpended at the end of any year and not required for such maintenance shall be carried forward to the next fiscal year and the next assessment correspondingly reduced. <sup>Application of fund.</sup>

## Books.

**11.** The Fire Marshal shall keep such registers and books of account as may be prescribed by the Lieutenant-Governor in Council.

## Power to obtain evidence.

**12.** The Fire Marshal and the Deputy Fire Marshals shall have the same power to enforce the attendance of witnesses and to compel them to give evidence and produce documents and things as is vested in any court in civil cases.

## Duty of witnesses to give evidence.

**13.** Every person upon being served with a summons under the hand of the Fire Marshal or a Deputy Fire Marshal to attend for the purpose of giving evidence shall attend in pursuance of such summons, and shall be entitled to be paid a sum sufficient to compensate him for his attendance to be determined in the manner prescribed by *The Crown Witnesses Act*.

## Rev. Stat. c. 97.

## Penalty

**14.** Every person who

## Obstructing.

(a) Hinders or disturbs a Fire Marshal in the execution of his duties;

## Contravening Act.

(b) Violates any of the provisions of this Act or any regulations made thereunder;

## Failure to give evidence.

(c) Refuses or neglects to attend and be sworn and give evidence before the Fire Marshal or a Deputy Fire Marshal

## Rev. Stat. c. 90.

shall incur a penalty not exceeding \$20, recoverable under *The Ontario Summary Convictions Act*.

## Duty of Crown Attorney to prosecute.

**15.** It shall be the duty of the Crown Attorney of every county or district, upon receiving the report of the Fire Marshal or upon receiving notice of any offence having been committed against any of the provisions of this Act or the regulations, to institute and conduct a prosecution of any person who appears to have been guilty of an offence against the criminal code or against this Act or the regulations.

## Enforcing the Fire Marshal's order for removal of combustible material, etc.

**16.**—(1) If upon investigation by the Fire Marshal he finds in any building or upon any premises combustible material or other conditions existing dangerous to the safety of such building or premises or to other property, and orders the removal of such material or the remedying of such conditions, and default is made in compliance with such order, he may apply to a judge of the Supreme Court for an order to the owner or occupant to remove such material or

to remedy such conditions and the judge may make such order upon the report of the Fire Marshal or upon such further evidence as he may deem meet and may impose a penalty for default in carrying out the order of the Fire Marshal or of the judge not exceeding \$100 per day for every day during which such default continues.

Penalty for  
default

(2) *The Judges Orders Enforcement Act* shall apply to every order made under this Act.

Rev. Stat.  
c. 70.

17. Part III of *The Coroners' Act* is repealed.

Rev. Stat.  
c. 92.  
Part III.,  
repealed.

## CHAPTER 42.

## An Act to amend The Forest Fires Prevention Act.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 241, s. 9,  
subs. 1,  
amended.

**1.**—(1) Subsection 1 of section 9 of *The Forest Fires Prevention Act* is amended by inserting after the words “fire district” in the second line thereof the words: “and every steam engine used for operating steam shovels, cranes, threshing machines or any other kind of machinery in any part of a fire district.”

Rev. Stat.,  
c. 241, s. 9,  
subs. 2,  
amended.

(2) Subsection 2 of the said section is amended by inserting after the word “railway” in the second line thereof the words “or owning or operating the engine.”

Rev. Stat.,  
c. 241, s. 10,  
amended.

**2.** Section 10 of said Act is amended by inserting after the word “railway” in the second line thereof the words “and every person in charge of any steam engine.”

Rev. Stat.,  
c. 241,  
amended.

**3.** *The Forest Fires Prevention Act* is amended by adding thereto the following section:—

Council to  
state facts  
of danger  
from un-  
finished  
clearing to  
Minister.

**19.**—(1) Where it appears to the municipal council of any city, town or township in a provisional judicial district that the condition of any land within the limits of the municipality or adjacent thereto is by reason of unfinished clearing a source of danger from fire to property within the municipality, the council may cause a statement of the facts to be made to the Minister.

Enquiry  
and report  
to Minister  
and order  
to owner.

(2) The Minister may cause an enquiry to be made as to the conditions described by the council and upon the report of the result of such enquiry he may cause notice to be given in such manner as the Minister may direct to the owner of the land

directing

directing him within a time to be fixed by the notice to properly clean up the land, or such part thereof and to such extent as he may designate and direct, and remove as far as possible all source of danger from fire.

- (3) If within the time so fixed the necessary work has not been done to the satisfaction of the Minister, Default of owner doing work and charging cost. he may cause the work to be done and the land to be cleaned up and the costs shall be a charge upon the land.
- (4) If the land is unpatented, the patent shall not issue until such costs, together with legal interest from the time of the completion of the work, shall have been paid.
- (5) If the land has been patented the Minister shall forward a statement of the costs to the clerk of the municipality in which the land lies, and the same, together with interest as aforesaid, shall be entered on the collector's roll and payment thereof shall be enforced in the same manner and to the same extent as in the case of taxes levied under *The Assessment Act*, and upon payment or collection thereof the costs and interest shall be paid over by the treasurer of the municipality to the Treasurer of Ontario. Patented land. Rev. Stat., c. 195.
- (6) In this section "owner" shall include a locatee, a purchaser from the Crown, an assignee of a purchaser and an occupant. "Owner," meaning of.

## CHAPTER 43.

### An Act respecting the Protection of Pure Bred Cattle

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**Short title.**      **1.** This Act may be cited as *The Protection of Pure Bred Cattle Act*.

**Penalty for letting bull run at large.**      **2.** The owner of any bull who allows such bull to run at large or be off his premises not being confined or led by a halter shall incur a penalty of \$25, recoverable under the provisions of *The Ontario Summary Convictions Act*.  
**Rev. Stat. c. 90.**

**Right of owner of cow to damages.**      **3.** In case a pure bred cow is got in calf by a bull running at large the owner of such cow shall be entitled to full damages from the owner of such bull.

**Act restricted to counties.**      **4.** This Act shall not apply to the Provisional Judicial Districts or to the Provisional County of Haliburton.

## CHAPTER 44.

## An Act to amend The Ontario Stallion Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Section 3 of *The Ontario Stallion Act* is amended by Rev. Stat., 249, section 3 amended. striking out all the words after the word “board” in the third line thereof.

**2.** Section 4 of the said Act is amended by striking out Rev. Stat., 249, section 4 amended. the words “members of the committees” in the first and second lines and substituting therefor the word “inspectors.”

**3.** Section 5 of the said Act is repealed and the following Rev. Stat., 249, section 5 repealed. section substituted therefor:—

- 5.—(1) No person shall stand, travel or offer for use Stallions not to be any stallion unless and until the name, descrip-travelled tion and pedigree of such stallion has been en-until rolled and such stallion has been inspected in inspected and certified. accordance with the provisions of this Act and a certificate of such enrolment and inspection has been issued as hereinafter provided.
- (2) For the purposes of enrolment the owner of every Evidence for enrolment. stallion shall submit to the board all evidence of the breeding and ownership of such stallion.
- (3) The owner of every stallion shall submit the same Inspection of stallions. for inspection under this Act at such times and places as may be fixed by the board who shall give notice thereof in such manner as may be prescribed by the regulations. Persons having stallions inspected shall submit to the board such Evidence to be furnished to board on inspection. evidence of the breeding and ownership of the stallion as may be required by the regulations

and

and a report of such inspection shall be made to the board.

Certificate.

- (4) Upon the receipt of the report of inspection and the evidence of breeding and ownership and upon payment of the fee, the board shall issue a certificate accordingly and all certificates of enrolment and inspection shall be renewed annually in accordance with the regulations and upon payment of the prescribed fee.

Rev. Stat.  
c. 249.  
s.s. 1 and  
3 of s. 5  
repealed

4. Subsections 1 and 3 of section 6 of the said Act are repealed and the following subsections respectively substituted therefor:—

Register  
of enrol-  
ment and  
inspection.

- 6.—(1) The board shall keep a register for the enrolment of stallions which register shall be kept in such form and shall contain such particulars, including the report of inspection, as may be prescribed by the regulations and the certificate shall be issued in accordance therewith.

Duration  
of enrol-  
ment and  
inspection.

- (3) When a certificate of enrolment has been issued after the first day of August in any year the enrolment and certificate of enrolment and inspection of the stallion shall remain in force until the 31st day of December in the next succeeding year, and when the enrolment has been made before the first day of August in any year the enrolment and certificate thereof shall remain in force until the 31st day of December next following.

Rev. Stat.  
249 s. 6  
s.s. 4  
amended.

5. Subsection 4 of the said section 6 is amended by striking out the word “eight” in the first line and substituting therefor the word “seven.”

Rev. Stat.  
249, s.s. 5  
of s. 6,  
repealed.

6. Subsection 5 of the said section 6 is repealed and the following subsection substituted therefor:—

Biennial  
inspection.

- (5) In the case of any other stallion the report of inspection shall be valid for two years only except as provided in subsection 3.

Rev. Stat.,  
249, section  
7 repealed.

7. Section 7. of the said Act is repealed and the following section substituted therefor:—

Diseased or  
deformed  
grade  
stallions.

7. On and after the first day of August, 1916, no grade stallion having any of the diseases or malformations mentioned in the regulations passed in pursuance

suance of this Act shall be allowed to stand, travel or be offered for service in the Province of Ontario and from and after that day no fees shall be collectable for the services of such stallion.

**8.** Section 8 of the said Act is repealed and the following section substituted therefor:— Rev. Stat.,  
249, section  
8 repealed.

8. On and after the first day of August, 1918, no "grade stallion" as defined in the said regulations shall be allowed to stand, travel or be offered for service in the Province and on and after such day no fees shall be collectable for the services thereof. Grade  
stallions  
not to be  
travelled,  
etc., after  
1st August,  
1918.

**9.** Sections 9 and 16 of the said Act are repealed. Rev. Stat.,  
249, sections  
9 and 16  
repealed.

**10.** Section 10 of the said Act is repealed and the following section substituted therefor:— Rev. Stat.,  
249, section  
10 repealed.

10. In case of dissatisfaction the owner of any stallion may appeal to the board from any inspection and upon the owner depositing with the board an amount sufficient in the opinion of the board to cover the expenses of an additional inspection the board shall direct a further inspection which shall be final. Appeal  
from  
inspectors.

**11.** Subsection 1 of section 12 of the said Act is amended by inserting the words "and inspection" immediately after the word "enrolment" in the first line thereof. Rev. Stat.,  
249, section  
12, subs. 1,  
amended.

**12.** Section 13 of the said Act is amended by striking out the figures "\$5.00" in the fourth line and substituting therefor "\$3.00," by striking out "\$1.00" in the sixth line and substituting therefor "50c." Rev. Stat.,  
249, section  
13 amended.

**13.** This Act shall not come into force until the first day of August, 1914. Act to come  
into force  
August 1st,  
1914.

## CHAPTER 45.

## An Act to amend The Cemetery Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
c. 261  
amended.

**1.** *The Cemetery Act* is amended by adding to part II. thereof the following sections:—

Council of  
city or town  
may trans-  
fer cemetery  
to board of  
park man-  
agement.

**38a.** The council of any city or town for which there is a board of park management established under *The Public Parks Act* may by by-law transfer the control and management of a cemetery vested in the corporation of the municipality to such board, and thereafter the cemetery shall be vested in the board of park management and the board shall have the control and management of the cemetery and shall be responsible for the maintenance thereof in the same manner and to the same extent as a municipal corporation owning and maintaining a cemetery under the provisions of this Act.

Rev. Stat.  
c. 203.

**38b.—(1)** The council of a township may by by-law appoint a board consisting of not less than three nor more than seven persons and may by the by-law provide that the board shall have and may exercise within the municipality all the powers and perform all the duties of a municipal council with respect to cemeteries within the township, including the powers and duties mentioned in section 24.

Township  
cemetery  
board.

Board to  
be a cor-  
poration.

**(2)** The board shall be a corporation by the name of "The Cemetery Board of the Township of     " and the ownership and control of the cemeteries owned or controlled by the corporation of the township shall be vested in the board.

## CHAPTER 46.

## An Act to amend The Ontario Game and Fisheries Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Section 14 of *The Ontario Game and Fisheries Act* is amended by adding thereto the following subsection:— Rev. Stat. c. 262, s. 14 amended.

(4) No person shall take or kill more than two hundred wild ducks in any one year. Limit of number of duck.

**2.** The clause lettered (b) in section 23 of *The Ontario Game and Fisheries Act* is repealed and the following substituted therefor:— Rev. Stat. c. 262, s. 23, cl. (b), repealed.

(b) “by maintaining sign-boards at least one foot square on or near the boundary of the land intended to be protected, or upon the shores of any water covering the same or any part thereof, containing a notice in the following form, or to the like effect:—‘Hunting or shooting is forbidden.’ Such sign-boards to be not more than eighty rods apart.” Sign-boards, where hunting forbidden.

**3.** Section 26 of *The Ontario Game and Fisheries Act* is amended by inserting after the word “by” in the first line, the words “permit or.” Rev. Stat. c. 262, s. 26, amended.

**4.** Subsection 3 of section 40 of the said Act is amended by striking out the words “*bona fide* engaged” in the second and third lines, and substituting therefor the words “holding permits from the Minister to engage.” Rev. Stat. c. 262, s. 40, ss. 3, amended.

**5.** The clause lettered (d) of subsection 1 of section 48 of *The Ontario Game and Fisheries Act* is amended by Rev. Stat. c. 262, s. 48, ss. 1, cl. (d), amended.

striking

striking out the figures "\$20," in the third line thereof, and substituting therefor the figures "\$50."

Rev. Stat.  
c. 262, s. 49,  
clause (b),  
amended.

**6.**—(1) The clause lettered (b) in section 49 of *The Ontario Game and Fisheries Act* is amended by inserting after the word "game" in the sixth line thereof the words "other than fur-bearing animals or the skins or pelts of protected animals"; and by inserting after the word "game" in the ninth line thereof the words "other than fur-bearing animals or the skins or pelts of protected animals."

Rev. Stat.  
c. 262, s. 49,  
amended.

(2) Section 49 of *The Ontario Game and Fisheries Act* is further amended by adding thereto the following clause:—

(d) Any person to buy and sell protected fur-bearing animals or the skins or pelts of protected animals, and the fee for such license shall be \$2.

Rev. Stat.  
c. 262, s. 50,  
amended.

**7.**—(1) Section 50 of *The Ontario Game and Fisheries Act* is amended by striking out the clauses lettered (a) and (b).

Rev. Stat.  
c. 262, s. 50,  
amended.

(2) Section 50 of *The Ontario Game and Fisheries Act* is further amended by altering the lettering of clause lettered (c) to (a); the lettering of clause lettered (d) to (b); and the lettering of clause lettered (e) to (c).

Rev. Stat.,  
c. 262, s. 53,  
amended.

**8.** Section 53 of *The Ontario Game and Fisheries Act* is amended by inserting between the word "any" and the word "license" in the second line thereof, the words "commercial fishing."

Rev. Stat.,  
c. 262,  
amended.

**9.** *The Ontario Game and Fisheries Act* is amended by adding thereto the following section:—

Deputy  
Minister.

**55a.**—(1) There shall be a Deputy Minister of Game and Fisheries who shall be appointed by the Lieutenant-Governor in Council and shall perform such duties as may be assigned to him by the Lieutenant-Governor in Council or by the Minister, and in the absence of the Minister or in case of a vacancy in the office of Minister he shall preside over the Department and shall discharge the duties of the Minister.

Oath.

(2) The Deputy Minister shall before entering upon his duties take and subscribe an oath to faithfully perform the same, which shall be administered by the Minister or by some person appointed by the Lieutenant-Governor in Council for that purpose.

- (3) Wherever in this Act duties are imposed or authority or powers are conferred upon the Superintendent, such duties may be performed and such authority and powers may be exercised by the Deputy Minister. To have same duties and powers as superintendent
- (4) For the purposes of *The Public Service Act* the Game and Fisheries Branch shall be deemed a Branch Department and the Deputy Minister shall have department and perform the like powers and duties as are conferred or imposed upon a Deputy Minister by that or any other Act in like cases. Game and Fisheries Branch to be a department within the meaning of Rev. Stat., c. 14.
- (5) The Deputy Minister shall be paid such salary as may be fixed by the Lieutenant-Governor in Council, out of any moneys appropriated by this Legislature for the purposes of the Game and Fisheries Branch. Salary of Deputy.
- 10.** Subsection 6 of section 63 of the said Act is amended by striking out the word "game" in the second line and also in the fifth line thereof. Rev. Stat., c. 262, s. 63, ss. 6, amended.
- 11.** Section 41 of *The Ontario Game and Fisheries Act* is amended by adding thereto the following subsection: Rev. Stat., c. 262, s. 41, amended.
- (5) No person shall engage in, or carry on, or be concerned in the business of trading in, buying or selling protected fur-bearing animals, or the skins or pelts of protected animals, except under the authority of a license.

## CHAPTER 47.

An Act respecting certain High School Matters in the City of Berlin and the Town of Waterloo

. Assented to 1st May, 1914.

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

**1.** This Act may be cited as *The Berlin and Waterloo High School Act*.

Joint board of high school trustees.

**2.**—(1) There shall be a joint board of high school trustees for the City of Berlin and the Town of Waterloo, hereinafter called “the board,” to be composed as follows:—

(a) Four members appointed by the municipal council of the City of Berlin;

(b) Two members appointed by the municipal council of the Town of Waterloo;

(c) One member appointed by the separate school board of the City of Berlin, and

(d) One member appointed by the separate school board of the Town of Waterloo.

First appointments to board.

(2) The first appointments to the board shall be made at the first meeting of each of the bodies named in subsection 1 after the date fixed for the commencement of this Act.

Subsequent appointments.

(3) Thereafter the appointments shall be made at the first meeting in each year of each of the bodies named in subsection 1.

Term of office.

(4) The members so appointed shall hold office until their successors are appointed and the new board organized.

Board of Education to cease to have powers.

**3.** After the board has been appointed under section 2, the Board of Education for the City of Berlin shall cease

to have, perform and exercise any of the powers, duties and functions of a board of high school trustees, and the same shall vest in and be transferred to the board created under this Act.

4. After the board has been appointed, the Separate School Board of the City of Berlin shall not be represented upon the Board of Education for that city, and for the following year and thereafter as long as this Act remains in force a board of public school trustees shall be elected in the manner provided by *The Public Schools Act*, and upon the organization of the first board of public school trustees the Board of Education shall be dissolved.

Separate school board of Berlin to cease to be represented on Board of Education.

Rev. Stat. c. 266.

5. The board shall be a corporation by the name of "the High School Board of the City of Berlin and the Town of Waterloo," and, subject to the provisions of this Act, shall have, and may exercise the powers, and perform the duties, and be subject to the liabilities and obligations of a board of high school trustees under *The High Schools Act*, *The Industrial Education Act*, or any other Act of this Legislature.

Rev. Stat. c. 268, and c. 278.

6. The Municipal Corporations of the City of Berlin and the Town of Waterloo shall contribute for maintenance and for permanent improvements, as provided for by sections 37 and 38 of *The High Schools Act*, in proportion to the respective populations of the municipalities as determined by the last enumeration of the assessors, and the councils shall levy and collect such proportion in each year in their respective municipalities.

Maintenance and permanent improvements.

Rev. Stat. c. 268.

7. Section 38 of *The High Schools Act* shall apply to the board and to the said city and town as though they were two municipalities forming a high school district.

Application of Rev. Stat. c. 268, s. 38.

8. The Town of Waterloo shall not form part of the County of Waterloo for high school purposes, nor shall any rate for such purposes be levied by the council of the county in the said town after the day upon which this Act shall come into force.

Town of Waterloo separated from county for high school purposes.

9. This Act shall come into force on the First day of May, 1914, and shall remain in force so long only as the City of Berlin and the Town of Waterloo continue to be separate and distinct municipalities.

Commencement and duration of Act.

## CHAPTER 48.

## An Act to amend The Industrial Schools Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.  
c. 271, s. 15,  
amended.

1. Section 15 of *The Industrial Schools Act* is amended by adding thereto the following subsections:—

Order as  
to mainten-  
ance of  
children.

(2) A copy of the order with a copy of the depositions upon which the child has been committed shall be forwarded by registered letter to the clerk of the municipality so declared liable for maintenance.

When  
order  
to be  
binding.

(3) Unless within one month after the mailing of the letter the corporation of the municipality applies to the judge making the order or to the judge of the division court of the division in which the parent, step-parent or guardian of the child resides, to vary such order by having some other municipality declared liable for the maintenance of the child, the corporation shall be estopped from denying liability thereunder, but this shall not prevent an application or order being made under section 26 of this Act.

Rev. Stat.,  
c. 271, s. 24,  
repealed.

2. Section 24 of *The Industrial Schools Act* is repealed and the following substituted therefor:—

Liability of  
municipality  
for main-  
tenance.

24. Where the maintenance of a child is not otherwise fully provided for, the municipality in which the child resided for one year last preceding his admission to the school shall pay the sum of thirty cents per day towards the expense of maintenance.

3. Subsection 1 of section 28 of *The Industrial Schools* Act is repealed and the following substituted therefor:—

Rev. Stat.  
c. 271,  
s. 28, ss. 1.  
repealed.

- (1) The sum of thirty cents per day for each day's actual stay of a child in an industrial school shall be paid quarterly by the Treasurer of Ontario to the industrial school board out of any moneys appropriated by the Legislature for that purpose.

4. The expenses of conveying any child to an industrial school from any part of a provisional judicial district not included in a city or town having a population of 5,000 or over, shall be payable out of any money appropriated for the administration of justice in provisional judicial districts.

Expenses  
of convey-  
ing child to  
industrial  
school.

## CHAPTER 49.

## An Act respecting Auxiliary Classes

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.      **1.** This Act may be cited as *The Auxiliary Classes Act*.

**2.** In this Act,

Interpreta-  
tion "Regu-  
lations."

(a) "Regulations" shall mean regulations made by the Minister of Education under the authority of this Act and *The Department of Education Act*.

"Board."

(b) "Board" shall mean and include a board of education, board of public school trustees, and board of separate school trustees in a city.

Classes  
which may  
be establish-  
ed.

**3.** A board may establish and conduct classes for children who, not being persons whose mental capacity is incapable of development beyond that of a child of normal mentality at eight years of age, are from any physical or mental cause, unable to take proper advantage of the ordinary public or separate schools courses.

Powers of  
Board.

**4.—(1)** For the purposes of section 3 the board may, subject to the approval of the Minister of Education,

(a) Acquire a site and erect thereon such buildings as may be suitable for the education and training of the pupils;

(b) Establish such courses of instruction and training as may be best adapted to secure the mental and physical development of the pupils;

(c) Appoint such teachers and special instructors in ordinary learning or in any useful and beneficial occupation as the board may think proper;

(d)

- (d) Provide in connection with the classes in the same or a separate building a suitable residence and home for the pupils or such of them as in the judgment of the board, subject to the approval of the Inspector of Auxiliary Classes, can be more suitably provided for in such residence and engage such officers and servants as may be deemed proper for the oversight and care of the pupils in the residence.

(2) With the approval of the Minister a site may be <sup>Acquiring site, etc., in adjoining municipal-</sup> acquired and buildings erected thereon in an adjoining township, and for that purpose the board shall have and may <sup>exercise within such township the like powers as within the city for which the board is constituted.</sup>

5. It shall be the duty of a board where a residence is <sup>Duty of Board as to religious instruction and worship.</sup> established to provide for the due instruction of the pupils in religion by the clergymen or ministers of the respective churches or religious denominations to which they belong, and for their attendance at religious worship.

6. Where a board establishes a residence under this Act, <sup>Pupils to be wards of the Board.</sup> every pupil admitted thereto shall be a ward of the board and shall be subject to the control and custody of the board during school age and for such further period, but not after reaching the age of twenty-one years, as the board, subject to the approval of the Inspector of Auxiliary Classes, may deem advisable.

7.—(1) Subject to the regulations pupils shall be <sup>Admission.</sup> admitted to auxiliary classes upon the report of a board consisting of the principal of the school, the school medical inspector and another school inspector or the chief or senior school inspector as the case may be, of which board the principal shall be the chairman approved by the Inspector of Auxiliary Classes.

(2) Pupils may be admitted to Auxiliary Classes from <sup>Admission from other Municipalities.</sup> other municipalities upon such terms as may be permitted or prescribed by the regulations.

(3) Such fees for instruction and for board and lodging <sup>Fees.</sup> shall be payable by the parents or guardians of the pupils, as may be fixed by the Board, with the approval of the Minister of Education.

8. Where a board has established auxiliary classes under this Act, it shall be its duty to provide for the proper <sup>Supervision of health, etc., of pupils.</sup> supervision of the health and treatment of every pupil attending the classes and for proper medical treatment of every pupil who appears to the principal or inspector to require the same.

Visiting  
pupils in  
their homes.

**9.** The board may direct the school medical inspector or such other officer as the board may appoint, to visit pupils in their homes and to consult and advise with their parents as to their treatment and the conditions which will best enable the pupils to attain the greatest possible degree of intelligence and education.

Transporta-  
tion of  
pupils.

**10.** Subject to the regulations, the board may provide for the transportation of pupils to and from the classes, and may pay for the same out of the funds provided under section 11.

Raising  
money for  
classes.

**11.** The moneys required by the board for the carrying out of the objects of this Act shall be raised and levied in the same manner as for the erection, establishment, improvement or maintenance of the public or separate schools under the control of the board.

Regulations.

**12.—**(1) The Minister of Education may from time to time make regulations subject to the approval of the Lieutenant-Governor in Council for the administration and enforcement of this Act and for the establishment, organization, government, examination and inspection of auxiliary classes, the admission and dismissal of pupils, the duration of their term of residence, and for prescribing the accommodation and equipment of school houses, residences and buildings and the arrangement of school premises for auxiliary classes.

Inspector.

(2) The regulations may provide for the appointment of a duly qualified medical practitioner who may be an officer of any department of the government to be Inspector of Auxiliary Classes and may define the duties and powers of the Inspector.

Apportion-  
ment  
of grant.

**13.** Subject to the regulations the Minister shall annually apportion among auxiliary classes all sums of money appropriated as a special grant therefor.

Rev. Stat.  
c. 272,  
repealed.

**14.** *The Special Classes Act*, being chapter 272 of the Revised Statutes of Ontario, 1914, is repealed.

## CHAPTER 50.

## An Act respecting the Royal Ontario Museum

*Assented to 1st May, 1914.*

**W**HEREAS the Royal Ontario Museum was estab-  
Preamble.  
 lished by *The Royal Ontario Museum Act*, and provision is made by section 16 of that Act that the cost of the maintenance of the museum shall be borne one-half by the Province and one-half by the Governors of the University of Toronto; and whereas the museum had been opened before the passing of the said Act and has been carried on since the 30th day of June, 1910, upon the understanding that the cost of its maintenance should be borne in the manner and in the proportions hereinbefore mentioned from that date as well as thereafter; and whereas doubts have been raised as to what expenditures are to be deemed to be included in the cost of the maintenance of the museum; and whereas it is expedient to remove such doubts and to provide that the cost of the maintenance of the museum since the 30th day of June, 1910, shall be borne by the Province and the Governors of the University in equal portions:—

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** This Act may be cited as *The Royal Ontario Museum* Short title.  
*Amendment Act, 1914.*

**2.** Section 16 of *The Royal Ontario Museum Act* is re-  
Rev. Stat., c. 285, s. 16, repealed.  
 pealed and the following substituted for it:—

16.—(1) The cost of the maintenance of the museum Cost of maintenance, how borne.  
 since the 30th day of June, 1910, and hereafter shall be borne one-half by the Province and one-half by the Governors of the University.

(2) "The cost of the maintenance of the museum" shall Cost of maintenance, what to include.  
 include the cost of purchasing materials for and other ex-

penses incurred in manufacturing and setting up, and of purchasing and setting up, tables and cases for mounting and enclosing objects for exhibition in the museum and such other expenditures not ordinarily included in the cost of maintenance as the Lieutenant-Governor in Council may from time to time declare to form part of such cost.

Annual  
estimate  
and pay-  
ment by  
Govern-  
ment  
thereon.

(3) The Board shall in each year prepare and submit to the Lieutenant-Governor in Council an estimate of the amount required to be expended in that year for the maintenance of the museum, and the Lieutenant-Governor in Council may direct that one-half of such estimated amount be paid to the Board out of the Consolidated Revenue Fund in half-yearly instalments in advance of the 15th days of January and July, to be accounted for by the Board after the expiration of the year, when, if the actual expenditure is found to be less than the estimated expenditure, the overpayment shall be made good to the Province by the Board, and if it is found to be greater one-half of the excess shall be paid to the Board out of the Consolidated Revenue Fund.

To be paid  
to the  
Lieutenant-Governor  
in Council  
of the Province  
of Ontario

## CHAPTER 51.

An Act to amend The Ontario Reformatory Act  
and to confirm a certain Order-in-Council.*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. *The Ontario Reformatory Act* is amended by adding <sup>Rev. Stat. c. 287,</sup> the following as section 23 (a), and as so amended shall <sup>amended.</sup> take effect as if enacted on the 6th May, 1913:—

23 (a) The Lieutenant-Governor in Council may cause <sup>Procuring land at</sup> to be procured and provided, adjacent to or sur- <sup>Reformatory</sup> rounding the Reformatory, a tract of land fit for <sup>for farm</sup> agricultural or mechanical purposes, not exceed- <sup>purposes.</sup> ing two hundred acres, and may cause the same to be securely enclosed.

2. The Order of the Lieutenant-Governor in Council, dated <sup>Order in Council of</sup> the 15th day of August, 1913, set out as Schedule "A" here- <sup>15th August, 1913, con-</sup> to is confirmed and declared to be and to have been since that <sup>firmed.</sup> date, legal, valid and binding.

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SCHEDULE "A."

Upon the recommendation of the Honourable the Provincial Secretary, the Committee of Council advise that part of Lot No. 6, Humber, first concession, Township of Etobicoke, in the County of York, situate at the south-east corner of Horner Avenue and Elm Street in the said township, and containing eight hundred and forty thousand (840,000) square feet more or less and having a frontage of seven hundred (700) feet on Elm Street and twelve hundred (1200) feet on Horner Avenue be set apart for the uses and purposes of the industries of the reformatory of Ontario to take effect as from the first day of April, 1913.

## CHAPTER 52.

## An Act to amend The Industrial Farms Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Rev. Stat.,  
c. 292, s. 4,  
repealed. 1. Section 4 of *The Industrial Farms Act* is repealed and the following substituted therefor:—

Joint action  
by two or  
more mun-  
icipal cor-  
porations.

4.—(1) In lieu of establishing separate industrial farms the councils of two or more contiguous counties, cities or separated towns may, with the approval in writing of one of the Inspectors of Prisons and Public Charities, enter into an agreement for the establishment, equipment and maintenance of and may establish, equip and maintain an industrial farm.

Board of  
manage-  
ment.

(2) Where the councils of two or more municipalities agree to establish a joint industrial farm, each council shall appoint one person for a term of three years as a member of the board of management.

Duties of  
board.

(3) The board of management, together with the sheriff of the county in which the industrial farm is located, shall have charge of the joint industrial farm, and shall, subject to the approval of the Lieutenant-Governor in Council, appoint a superintendent and such other persons as may be required for its care and management at such salaries and with such privileges as may be fixed by the Lieutenant-Governor in Council.

Rev. Stat.,  
292, s. 6,  
repealed. 2. Section 6 of *The Industrial Farms Act* is repealed and the following substituted therefor:—

6. The sheriff of the county or district in which an industrial farm has been established solely for that county or district shall have the supervision of the industrial farm and shall, with the approval of the Lieutenant-Governor in Council, appoint a superintendent and such other persons as may be required for its care and management at such salaries and with such privileges as may be fixed by the Lieutenant-Governor in Council.

3. Section 10 of *The Industrial Farms Act* is amended by inserting after the word "regulations" in the first line the words "in respect to industrial farms other than those in the Provisional Judicial Districts," and by adding to the said section the following subsection:—

- (2) The Lieutenant-Governor in Council may make regulations for the management and discipline of an industrial farm in a Provisional Judicial District and for prescribing the duties and conduct of the superintendent, officers and employees thereof, and as to the diet, clothing, maintenance, employment, classification, instruction, discipline, correction, punishment and reward of persons detained therein.

4. Section 10 of *The Industrial Farms Act* is amended by adding the following:—

- (2) The Lieutenant-Governor in Council may direct or authorize the employment, beyond the limits of an industrial farm upon any work or duty, of any person who is under sentence at such industrial farm.

- (3) Every such person shall, during such employment, be subject to the regulations made for the government and conduct of industrial farms and the care of the inmates thereof.

- (4) Every street, highway, or public thoroughfare on which prisoners may pass on going to and returning from their work, and every place where they may be employed, shall, while so used, be deemed to be a part of the industrial farm.

- (5) An account shall be kept by the superintendent of the industrial farm of the amounts earned by the labour of inmates beyond the limits of an industrial farm.

Rev. Stat.  
c. 292, s. 11  
repealed.

5. Section 11 of *The Industrial Farms Act* is repealed and the following substituted therefor:—

Transfer  
from gaol  
to industrial  
farm.

11. The sheriff of any city or county for which an industrial farm has been established either separately or jointly with one or more municipalities, may transfer from the common gaol to such industrial farm any person who may be committed thereto.

## CHAPTER 53.

## An Act to amend The Hospitals for the Insane Act

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 21 of *The Hospitals for the Insane Act* is amended by adding thereto the following subsections:—

Rev. Stat.  
c. 295, s. 21  
amended.

- (4) If an alleged insane person deported from any country to Ontario, is adjudged insane or dangerous to be at large, and is removed to an hospital for the insane, all the costs properly incurred in his apprehension, examination and detention, pending his removal to such hospital for the insane, shall be paid by the corporation of the county, city or separated town in which such person was last resident in Ontario, prior to his departure to the country from which he was deported.
- (5) Where a person is apprehended in accordance with the terms of subsection 4 and is not in destitute circumstances, the expenses referred to in subsection 1, paid under subsection 4 by the corporation of any county, city or separated town in which such person was last resident in Ontario, prior to his departure to the country from which he was deported, may be recovered by it from the estate of such person or from the person liable for his maintenance and the same shall be charged against the estate of such person or shall be paid by the person legally liable for his maintenance.

Maintenance of persons apprehended after being deported to Ontario.

Right of corporation to recover back maintenance paid.

## CHAPTER 54.

## An Act respecting Reception Hospitals for the Insane.

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

**1.** This Act may be cited as *The Reception Hospitals for the Insane Act*.

Establish-  
ment in  
city of over  
100,000

**2.** The corporation of every city having a population of more than one hundred thousand persons may, with the approval of the Lieutenant-Governor in Council, establish and equip a reception hospital for the reception of persons who are insane and whose condition renders it desirable that they should be placed under observation and treatment for nervous and mental diseases.

Plans and  
sites, ap-  
proval of.

**3.** The plans and site selected for such hospital shall be approved of by the Lieutenant-Governor in Council.

Control to  
be in  
Minister.

**4.** When such hospital has been established and equipped it shall be under the control of the member of the Executive Council charged for the time being with the administration of the provincial hospitals for the insane.

Mainten-  
ance of  
hospital.

**5.—(1)** The cost of the maintenance of every such hospital in excess of the amount provided by the municipalities from which patients are admitted, shall be paid out of such moneys as may be voted by the Assembly and be appropriated by the Legislature for that purpose.

Special  
fund.

**(2)** The income derived from moneys received from the municipalities for the maintenance of such hospitals or otherwise shall form a separate fund to be known as "The Reception Hospitals for the Insane Fund" which shall not form part of the Consolidated Revenue Fund, but shall be used and applied for the same purposes and paid out in the same manner as the moneys appropriated by the Legislature for maintenance of such hospitals.

6. The Lieutenant-Governor in Council may make regulations for the management and general administration of such hospital.

7. The conditions of admission shall be the same as prescribed in sections 7 to 12 of *The Hospitals for the Insane Act*, but when a person alleged to be insane has been apprehended under a warrant he may be committed to the hospital until the question of his sanity has been determined.

Reg. Stat.,  
c. 295.

8. When a person after admission to the hospital is found to be not insane or unsuitable for treatment in a provincial hospital for the insane, he shall be discharged to the custody of the person or persons through whom he was admitted to the hospital.

Discharge  
of unsuit-  
able  
patients.

9. *The Prisons and Public Charities Inspection Act*, sections 29 to 49 of *The Hospitals for the Insane Act*, and sections 23 to 25 of *The Hospitals and Charitable Institutions Act* shall also apply to a reception hospital for the insane.

Application  
of Rev. Stat.  
c. 301, Rev.  
Stat. c. 295,  
ss. 29-49,  
and Rev.  
Stat. c. 300,  
ss. 23-25.

## CHAPTER 55.

## An Act respecting The Hospital for Epileptics

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short  
title.

**1.** This Act may be cited as *The Hospital for Epileptics Act, 1914.*

Designation  
of hospital.

**2.** The hospital founded and established at the City of Woodstock, with all the lands, buildings, real estate and appurtenances thereunto attached, and whatever lands or real estate may hereafter be purchased or acquired for the same, and whatever buildings may hereafter be erected thereupon, shall be for the public use of the Province, and shall be known and designated as "The Hospital for Epileptics."

Object.

**3.** The object and design of such hospital shall be to provide for the treatment and custodial care of epileptics.

Inspector.

**4.** One of the inspectors appointed under *The Prisons and Public Charities Inspection Act* shall be the inspector of the said hospital, and shall have and perform the same powers and duties in respect to such hospital and the inmates thereof as are conferred upon him in respect of hospitals for the insane by the said Act.

Rev. Stat.  
c. 391

No admis-  
sion with-  
out certi-  
ficates  
of two  
medical  
practition-  
ers and  
notice re-  
ceived from  
Superinten-  
dent of  
vacancy.

**5.** No person shall be received into the said hospital without certificates from two legally qualified medical practitioners setting forth on the forms prescribed in the regulations approved by the Lieutenant-Governor in Council for the provincial hospitals for the insane, that after a proper examination of the person for whom the application for admission is made, and after due enquiry into all the facts relating to the case, the person so examined is found to be an epileptic, nor without notice having been received from the superintendent of the hospital that there is a vacancy for the patient.

6. The certificates shall be sufficient authority to any person to convey the patient to the hospital and to the authorities thereof to detain him therein or to the authorities of any provincial hospital for the insane, to which the patient may thereafter, on account of being insane, be removed by order of the inspector, to detain him in such hospital as long as he continues to be insane.

Effect of such certificate as authority to detain.

7. The hospital shall be provided with requisite means for carrying on beneficial work by the patients in agriculture, horticulture and dairying in all their various branches, and the advantages of outdoor and industrial employment shall be deemed essential in the treatment prescribed for each patient under the direction of the superintendent.

Facilities for providing work for patients.

8. Sections 5 and 6, and sections 29 to 49 inclusive, of *The Hospitals for the Insane Act* shall apply to the hospital for Epileptics.

Application of Rev. Stat. c. 295, s. 5, 6, 29-49.

9. *The Hospital for Epileptics Act*, being chapter 297 of the Revised Statutes of Ontario, 1914, is repealed.

Rev. Stat. c. 297 repealed.

## CHAPTER 56.

An Act to amend The Sanatoria for  
Consumptives Act*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

Rev. Stat.,  
c. 298,  
s. 16, ss. 1,  
amended.

**1.** Subsection 1 of section 16 of *The Sanatoria for Consumptives Act* is amended by adding thereto the following:—

Provincial  
aid to main-  
tenance.

“but in the event of the corporation of a city having a population of over 100,000 persons agreeing to pay a rate of one dollar per day for the maintenance of indigent patients, payment may be made towards the maintenance and treatment of such patients in the same manner as if seventy cents per day had been paid.”

Rev. Stat.,  
c. 298, s. 24  
amended.

**2.** Section 24 of *The Sanatoria for Consumptives Act* is amended by adding the following words thereto:—

Rate  
chargeable  
to munici-  
pality.

“Provided that in the case of a city having a population of over 100,000 persons, by agreement with the corporation of the city a rate of not more than one dollar per day may be charged.”

## CHAPTER 57.

An Act to Consolidate a Certain Indebtedness  
of the Town of Arnprior*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the Town of Arnprior has by its petition represented that it has incurred an indebtedness of \$5,500, which has been incurred in the purchase, construction and installation of certain necessary and permanent additions and improvements in connection with the Corporation's waterworks system, the said sum including, however, an amount still to be expended to complete the electric pump equipment; that the existing debenture debt of the Corporation is \$234,804.04, of which no part of the principal or interest is in arrears; that the total assessment of the said town for the year 1913 is the sum of \$1,250,507; that to pay the said indebtedness of \$5,500 forthwith in addition to meeting the necessary annual expenditure of the Corporation would be unduly burdensome and oppressive upon and to the ratepayers of the said town; and whereas the said Corporation by its petition has prayed that the said debt may be consolidated and that the Corporation may issue debentures for the amount thereof, payable in thirty years after the issue thereof; and whereas it is expedient to grant the prayers of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said indebtedness of the Corporation of the Town of Arnprior is hereby consolidated at the sum of \$5,500, and it shall and may be lawful for the said corporation to raise by way of loan on the credit of its debentures to be issued under the authority of this Act from any person or persons or body corporate a sum or sums of money not exceeding the whole the sum of \$5,500.

Debentures,  
when  
payable.

**2.** The said debentures shall be in sums of not less than \$100 each, and shall be made payable within thirty years after the issue thereof at such place or places as the Council of the said Corporation shall deem expedient.

Interest to  
be paid  
annually.

**3.** The said debentures shall bear interest, payable annually, during the currency thereof, at a rate not exceeding five per cent. as the said Council may determine, and shall have coupons attached thereto for the payment of the said interest at the place mentioned therein.

Special  
rate for  
interest.

**4.** For the payment of the said interest on the said debentures in each year during the currency thereof, there shall be raised, levied and collected by the said Corporation the amount of said interest by a special rate sufficient therefor in addition to all other rates and assessments on the whole rateable property of the said town.

Special  
rate for  
sinking  
fund.

**5.** For the payment of the principal of the said debentures there shall be raised, levied and collected annually during the currency thereof an amount of money to form a sinking fund, which, with the estimated interest on the investment thereof, will be sufficient to discharge the said debentures at the maturity thereof by a special rate sufficient therefor in addition to all other rates and assessments on the whole rateable property of the said town.

Application  
of proceeds  
of debentures.

**6.** The proceeds of the said debentures shall be applied by the said Corporation to the payment of the said indebtedness of \$5,500 and the costs of the special Act, and for no other purpose whatever.

Assent  
of electors  
not  
required.

**7.** It shall not be necessary to obtain the assent of the rate-payers of the said Corporation to the passing of any by-law or by-laws which shall be passed under the provisions of this Act, or to observe the formalities in relation thereto prescribed by *The Municipal Act*, and any provisions in the Acts respecting Municipal Institutions in the Province of Ontario which are or may be inconsistent with the provisions of this Act shall not apply to the by-law or by-laws to be passed by the Council of the said Corporation under the provisions of this Act.

Irregularity  
in form  
not to in-  
validate.

**8.** No irregularity in the form of the said debentures or any of them, or of any by-law authorizing the issue thereof under the same shall be invalid and illegal or be allowed as a defence to any action brought against the said Corporation for the recovery of the amount represented by the said debentures, or interest or any part thereof; and the purchaser or holder of the said debentures shall not be bound to inquire

as to the necessity of passing such by-law or issuing of debentures, or as to the application of the proceeds thereof.

9. Any by-law to be passed under the provisions of this Act shall not be repealed until the debt created under such by-law and interest thereon is fully paid and satisfied. By-law not to be repealed until debt satisfied.

10. Nothing in this Act contained shall be held or taken to discharge the Corporation of the Town of Arnprior from any indebtedness or liability which is not included in the indebtedness hereby consolidated. Other debts of town not affected.

11. It shall be the duty of the Treasurer for the time being of the said Corporation to keep, and it shall be the duty of the members from time to time of the Council of the said Corporation to procure such Treasurer to keep, and see that he does keep, a proper book of account, setting forth a full and particular statement, so that the same shall at all times show the number of debentures which from time to time shall be issued under the powers contained in this Act and the respective amounts, payment of which is hereby secured and the time at which the said debentures shall respectively become due and payable, and the several amounts which shall from time to time be realized from the sale or negotiation of the said debentures, and the application which shall from time to time be made of the said amounts; and the said book of account and statement shall at all times and at all reasonable hours be open to the inspection of any ratepayer of the said Corporation, and of any of the holders from time to time of the debentures which shall be issued under the powers hereby conferred, or any of such debentures. Treasurer to keep proper books of account.

## CHAPTER 58.

An Act to consolidate the floating debt of the  
Town of Aylmer*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Municipal Council of the Town of Aylmer has by its petition represented that it has incurred a floating indebtedness of \$11,863.85, made up by expenditures over and above the debentures issued for building an addition to the Town Hall and making repairs and improvements to the building and for the excess of cost of rebuilding the shoe factory destroyed by fire over and above the amount received for insurance and cash subscriptions received from private individuals and for the payment of damages and law costs incurred in certain arbitration proceedings between Thomas Wooster and the Town of Aylmer and certain law costs incurred by reason of an appeal from the award of the valuers appointed by the County Council of the County of Elgin, and for the payment of three debentures issued under By-law 623 payable in 1907, 1908 and 1909 for \$1,862.28 each, and for the payment of three debentures issued under By-law 639 payable in 1908, 1909 and 1910 for \$884.65 each, and no provision was made for the payment of the said debentures in each of the said years; and whereas the said Corporation by its said petition has further represented that to liquidate the said floating indebtedness forthwith, in addition to meeting the ordinary necessary annual expenses of the Municipality would be unduly oppressive to the ratepayers, and has prayed that authority be given to borrow \$11,863.85 to pay off the said floating debt as above set out; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Floating  
debt  
consolidated.

1. The floating debt of the Corporation of the Town of Aylmer is consolidated at the sum of \$11,863.85 and the said

said Corporation may borrow by a special issue of debentures a sum not exceeding \$11,863.85 for the purpose of paying the said floating debt.

2. The said debentures shall be made payable in not more than fifteen years from the date of issue thereof and shall bear interest at a rate not exceeding five and one-half per cent. per annum and may be issued either with or without coupons attached thereto for interest, and shall be payable at such place or places as the Corporation may deem expedient. Term of debentures and interest.

3. The said debentures shall be payable in equal annual instalments of principal and interest, in such manner and of such amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years of the period within which the said debts are to be discharged. Equal annual instalments of principal and interest.

4. The said Corporation shall levy in each year during the period within which the said debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due upon the said debentures. Special rate.

5. The said debentures and all money arising from the sale thereof under Section 1 shall be applied in payment of the said floating debt and for no other purpose. Application of proceeds of sale of debentures.

6. It shall not be necessary to obtain the assent of the electors or ratepayers of the Town of Aylmer to the passing of any by-law which shall be passed under the authority of this Act, or to observe the formalities in relation thereto prescribed by *The Municipal Act*. Assent of electors not required.

7. No irregularity in the form of the said debentures, or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the said Corporation for the recovery of the said debentures or interest or any part thereof; and the purchaser or holder thereof shall not be bound to inquire as to the necessity of passing such by-law or issuing debentures, or as to the application of the proceeds thereof. Irregularity in form not to invalidate by-law or debentures.

8. It shall be the duty of the Treasurer for the time being to keep, and it shall be the duty of each of the members from time to time of the Municipal Council to procure such Treasurer to keep proper books of account.

Treasurer to keep, and see that he does keep, a proper book of account, setting forth a full and particular statement, so that the same shall at all times show the number of debentures which from time to time shall be issued under the powers conferred by the preceding sections, and the respective amounts, payment of which is thereby secured, and the times at which the said debentures shall respectively become due and payable, and the several amounts which shall, from time to time, be realized from the sales or negotiations of the said debentures, and the application which shall, from time to time, be made of the said amounts; and the said book of accounts and statement shall at all times, and at all reasonable hours, be open to the inspection of any ratepayer of the said Town, and of any of the holders, from time to time, of the debentures which shall be issued under the powers hereby conferred or any of such debentures.

## CHAPTER 59.

## An Act to Incorporate the Town of Bala.

*Assented to 1st May, 1914.*

**W**HEREAS, the inhabitants of the unincorporated Village of Bala, in the Townships of Medora and Wood. in the District of Muskoka, and those portions of the said townships adjoining the said village comprised within the limits hereinafter mentioned have by their petition represented that the said limits contain a population of nearly eight hundred souls which is steadily increasing and that it would greatly promote their progress, interest and prosperity, if the said village and portions of the said townships comprised within the said limits should be separated from the municipality of the united townships of Medora and Wood and formed into an incorporated town, and they have prayed for such incorporation accordingly; and whereas from the position of the land in the said town and for other reasons it has been shown that the above area of the said town should extend beyond the limits assigned to incorporated towns by *The Municipal Act*; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. From and after the passing of this Act the inhabitants of the said unincorporated Village of Bala, and those portions of the Townships of Medora and Wood adjoining the said unincorporated village and comprised within the limits and boundaries hereinafter set forth and described shall be and they are hereby created a corporation or body politic under the name of "The Corporation of the Town of Bala," separate and apart from the said townships of Medora and Wood in which they are situate, and shall have and enjoy all the rights, powers and privileges now enjoyed by or conferred on, or which shall or may hereafter be conferred upon incorporated towns in the Province of Ontario, subject to any exception provided by this Act.

## Boundaries.

2. The said Town of Bala is hereby declared to and shall comprise and consist of the lands with the intervening roads, streets and highways within the following limits or boundaries, namely: Commencing at the intersection of the division line between lots forty-one and forty-two in the seventh concession of the township of Wood, with the southerly shore of the Muskoka River; thence southerly along the said division line to the centre of the road allowance between the seventh and eighth concessions in the township of Wood; thence easterly along the centre line of the said road allowance to the westerly limit of lot thirty-three in the eighth concession; thence southerly along the westerly limit of the said lot thirty-three to the blind line between the eighth and ninth concessions; thence easterly along the line between the eighth and ninth concessions to the centre line of the road allowance between lots thirty and thirty-one; thence northerly along the centre line of the said road allowance and the same produced to the centre line of the road allowance between the seventh and eighth concessions produced through Long Lake; thence easterly along the centre line of the said road allowance between the seventh and eighth concessions to the centre line of the road allowance between lots twenty-five and twenty-six; thence northerly along the centre line of the said road allowance between lots twenty-five and twenty-six, and the same produced forty chains; thence northwesterly through Lake Muskoka in a direct line to a point midway between Island "A" and the northerly end of Iron City Island; thence northeasterly following the regular steamboat course along the west side of Island "A" and following the centre of the Channel between the said Island "A" and the southerly portion of lot nineteen in concession A of the township of Medora to a point four chains east from the extreme easterly point of the said lot nineteen; thence northwesterly in a straight line to the southerly intersection of the line between lots 19 and 20 in concession "A" with the water's edge; thence northerly along the line between lots 19 and 20 in concession "A" and the production thereof to the centre line of the regular steamboat channel through Lake Muskoka; thence northwesterly along the centre line of the channel of Lake Muskoka lying between Acton Island and Bala Park Island to a point in Lake Muskoka in the line between concessions "B" and "C" of the township of Medora; thence westerly along the said line between concessions "B" and "C" to the division line between lots fourteen and fifteen; thence northerly along the said division line to the centre of the road allowance between concessions "C" and "D"; thence westerly along the centre line of the said road allowance to the division line between lots twelve and thirteen; thence northerly along the division line between lots twelve and thirteen to the line between the concessions "D" and "E"; thence westerly along the line  
between

between concessions "D" and "E" to the division line between lots six and seven in concession "D"; thence southerly along the said division line between lots six and seven to the northerly shore of the Muskoka River; thence southeasterly, crossing the Muskoka River in a direct line to the place of beginning.

3. On the third Monday in May, 1914, it shall be lawful for William Carr of the said Village of Bala, who is hereby appointed returning officer, to hold the nomination for the first election for Mayor and councillors at the Armouries in the said unincorporated village of Bala at the hour of noon, of which nomination he shall give one week's notice by advertisement in the newspaper published in the said town (or if no newspaper is published therein, then by advertisement in a newspaper published in the town or village nearest thereto), also by one week's notice posted up in at least three conspicuous places in the said village of such nomination, and he shall preside at such nomination or in case of his absence the electors present shall choose from among themselves a chairman to preside, who shall have all the powers of a returning officer, and the polling for the said election, if necessary, shall be held on the same day of the week next following the said nomination, and the returning officer or chairman shall, at the close of the nomination, publicly announce the place at which such polling shall take place. In the event of the failure or inability of the said William Carr to act as aforesaid, John Campbell of the said village of Bala may act in his stead.

4. At the first election the qualification of the electors and of the Mayor and councillors for the said town shall be the same as that required in townships, and at all subsequent elections the qualifications of the electors, and of the Mayor, councillors and other officers shall be the same as that required in incorporated towns.

5. The township clerks of Medora and Wood shall furnish the said returning officer upon demand made upon him for the same with a certified copy of so much of the last revised assessment rolls of the said townships as may be required to ascertain the names of all persons entitled to vote at such first election.

6. The Mayor and councillors so to be elected shall hold their first meeting at the Armouries in the said village at ten o'clock in the forenoon of the same day of the week following the polling and if there shall not be any polling on the same day of the week next following the nomination.

Declarations  
of office and  
qualifica-  
tion.

7. The several persons who shall be elected or appointed under this Act shall take and subscribe the declaration of office and qualification now required by the municipal laws of Ontario to be taken by persons elected or appointed to like offices in towns.

Time for  
taking  
assessment.

8. The council of the said town may pass a by-law for taking the assessment of the said town from the first day of January to the thirty-first day of December, 1914, between the fifteenth day of July and the first day of September, 1914. If any such by-law extends the time for making and completing the assessment rolls beyond the first day of September next, then the time for closing the court of revision shall be six weeks from the day to which such time is extended and the final return by the District Judge twelve weeks from that day.

Expenses  
of incor-  
poration.

9. The expenses of and connected with the obtaining of this incorporation of every kind, of preparing the necessary papers and of furnishing any documents, papers, writing, deeds, or other matter whatsoever connected therewith or required by the Clerk of the said town or otherwise, howsoever, whether heretofore or hereafter incurred, shall be borne by the said town and paid by it to the person or persons that may be respectively entitled thereto.

Adjust-  
ment of  
assets and  
liabilities.

10. The Council of the said town shall be entitled to recover from the said municipality of Medora and Wood such share of all moneys on hand, due, owing, or of right collectable by and belonging to the said municipality at, and prior to the said time of incorporation or thereafter if entitled thereto, as shall bear such proportion to the whole as the amount of the assessed property within the limits of the said town as shown by the assessment roll of the year one thousand nine hundred and thirteen and fourteen bears to the whole amount of the assessed property of the said municipality; the settlement between the said town and municipality within the meaning of this section to be made within six months from the time this Act shall come into force and in case of disagreement the same shall be determined by arbitration under *The Municipal Act*.

## CHAPTER 60.

## An Act respecting The Town of Bowmanville.

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the town of Bowmanville has by its petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas the said Corporation on the fourteenth day of July, 1912, duly passed its by-law No. 801 to provide for the issue of debentures for the sum of \$111,000, for the construction of waterworks in and for the said town, after the same had been submitted to and approved by the electors of said town by a vote of 447 for, and 39 against the same; and whereas on a sale of the debentures authorized by said by-law there was a loss of \$10,987.82; and whereas in the construction of the work the contracts exceeded the estimated cost and it will require an additional sum amounting to \$30,674.06 to complete same; and whereas the said Corporation on the fourteenth day of July, 1912, duly passed its by-law No. 802 to provide for the issue of debentures for the sum of \$39,000 for the construction of main sewers and sewage disposal works, after the same had been submitted to and approved by the electors of said town by a vote of 443 for, and 39 against the same; and whereas the council of said town under the authority of said by-law entered upon the construction of said work; and whereas on a sale of the debentures authorized by said by-law there was a loss of \$3,860.25; and whereas in the construction of said work the contracts exceeded the estimated cost, and it will require an additional sum of \$3,349.46 to complete same; and whereas it is expedient to grant the prayer of the said petition;

Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to  
borrow  
\$35,000 to  
complete  
waterworks  
and sewer-  
age system.

1. The said corporation may provide by by-law to be passed without obtaining the assent thereto of the electors of the said town, for the borrowing, upon an issue of debentures, bearing interest at such rate as the council may determine and payable in thirty (30) years from the date thereof, of a sum not exceeding \$35,000 to provide for the completion of a system of waterworks and sewerage in said town now in the course of construction.

Debentures  
confirmed.

2. All debentures issued or to be issued under the authority of the said by-law and substantially complying with the provisions of the by-law under which the same are issued shall be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to inquire into the validity of the by-law under the authority of which the same are issued.

## CHAPTER 61.

An Act to confirm By-laws Nos. 511 and 512  
of the Town of Brampton*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the Town of Brampton Preamble.  
by petition has represented that the ratepayers of the said Town of Brampton having duly approved thereof by a vote of more than two-thirds of those voting on the by-laws and by the unanimous vote of the Council, the said Corporation did on the 7th day of July, A.D. 1913, pass a by-law, number 511 of the said town, to authorize the issue of debentures of the Corporation of the Town of Brampton for \$20,000 for the purpose of granting a bonus by way of loan to the J. W. Heweston Company, Limited, for the purposes and on the terms in the said by-law set out; and whereas the said Corporation by petition has represented that the ratepayers of the said Town of Brampton having duly approved thereof by a vote of more than two-thirds of those voting on the by-law and by the unanimous vote of the Council, the said Corporation did on the 7th day of July, A.D. 1913, pass a by-law, number 512 of the said town, to authorize the issue of debentures of the Corporation of the Town of Brampton for \$15,000 for the purpose of granting a bonus by way of loan to the Hough Lithographing Company, Limited, for the purpose and on the terms of the said by-law set forth; and whereas the said Corporation of the Town of Brampton has by the petition prayed that an Act may be passed ratifying and confirming the said by-laws and the agreement therein set out; and whereas it is expedient to grant the prayer of the petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said by-law number 511 of the Corporation of the Town of Brampton, set out in Schedule "A" hereto, and all debentures issued or to be issued thereunder, and the said agreement are hereby ratified, confirmed and declared to be legal, valid and binding upon the said Corporation, the ratepayers thereof, and all parties to the said agreement.

By-law 511  
of the Town  
of Brampton  
confirmed.

By-law 512  
of the Town  
of Brampton  
confirmed.

2. The said by-law number 512 of the Corporation of the Town of Brampton, set out in Schedule "A" hereto, and all debentures issued or to be issued thereunder and the said agreement are hereby ratified, confirmed and declared to be legal, valid and binding upon the said Corporation, the ratepayers thereof, and all parties to the said agreement.

Application  
of payment  
by company.

3. Any payments made in any year to the Corporation by either of the said companies on account of the loan to it shall be applied *pro tanto* in reduction of the special rate and of the amount required to be levied and raised annually under the provisions of the by-law authorizing the issue of debentures to raise the amount of the loan to the company.

#### SCHEDULE "A."

##### By-Law No. 511.

A By-law to authorize the issue of debentures of the Corporation of the Town of Brampton for \$20,000, for the purpose of granting a bonus by way of loan to the J. W. Heweston Company, Limited, to enable such Company to purchase a site in the said Town and to establish a factory therein for manufacturing purposes, and also the granting of certain exemptions from taxes and water rates.

Whereas the J. W. Heweston Company, Limited, has entered into an agreement with the Corporation of the Town of Brampton, bearing date the 19th day of May, A.D. 1913, subject to the approval of the ratepayers, a copy whereof is set forth in the Schedule hereto annexed, marked "A."

And whereas the said agreement provided among other things that the said Company will purchase a site and will erect and establish, in the Town of Brampton, a factory for the manufacture of Boots and Shoes and will employ therein annually for fifteen years not less than 100 employees after the first year and will pay to its employees residing in the Town of Brampton during each business year of such period after the first year the sum of \$50,000 in wages as set out in said agreement, and that upon the Company giving security by way of mortgage on the site, buildings, machinery, plant and manufacturing accessories as set out in said agreement and complying with all conditions mentioned therein, the Corporation of the Town of Brampton will loan to the Company the sum of \$20,000 on the terms mentioned and set forth in said agreement and will grant to said Company exemption from taxes except school rates and local improvement rates for ten years from the first day of January, 1914, and will furnish water for a like period for six cents per thousand gallons as set forth in said agreement.

And whereas in the opinion of the Municipal Council of the Corporation of the Town of Brampton it is desirable to ratify and confirm the said agreement.

And whereas in order to carry out the terms of the said agreement it will be necessary to issue debentures for the sum of \$20,000.00 as hereinafter provided for, which said sum of \$20,000.00 is the amount of the debt intended to be created by this By-law.

And whereas it will be necessary to raise annually during the term of fifteen years by special rate for paying the said debt the following sums, that is to say, \$1,100.00 annually during the first

two years and \$2,193.68 annually during the remaining thirteen years.

And whereas it will be necessary to raise the several sums in each year respectively set forth in paragraph five of this By-law.

And whereas the amount of the whole rateable property of the Town of Brampton according to the last revised assessment roll thereof, being the year 1912, is \$1,732,367.00.

And whereas the existing debenture debt of the Corporation of the Town of Brampton, exclusive of local improvement debentures, amounts to \$264,860.85, of which no part of the principal or interest is in arrear.

Now therefore the Municipal Council of the Corporation of the Town of Brampton enacts as follows:—

1. That the agreement set forth in the Schedule hereto, bearing date the 19th day of May, 1913, be and the same is hereby approved.

2. That for the purpose of carrying out the said agreement it shall be lawful for the Corporation of the Town of Brampton to borrow the sum of \$20,000.00, and to issue debentures of the said Corporation to the amount of \$20,000.00 in sums of not less than \$100.00 each, payable in the manner and for the amount and at the times set out in paragraph five hereof.

3. That the said debentures shall bear interest at the rate of five and one-half per cent per annum payable annually on the thirty-first day of December in each year, and as to both principal and interest, shall be payable at the Union Bank of Canada at Brampton, Ontario.

4. That the Mayor of the Corporation of the Town of Brampton shall sign and issue the said debentures and the interest coupons to be attached thereto and shall cause the same to be signed by the Treasurer of the said Municipality and the Clerk of the said Municipality is hereby authorized and instructed to attach the Corporate Seal of the said Municipality to the said debentures.

5. That the said debentures shall be dated and issued all at one time and within two years from the date of the passing of this By-law, and shall be payable within fifteen years next after the issue of the same, and the respective amounts of principal and interest payable during each of the said fifteen years shall be as follows:—

No.	Year.	Interest.	Principal.	Total.
1 .....	1914	\$1,100 00	.....	\$1,100 00
2 .....	1915	1,100 00	.....	1,100 00
3 .....	1916	1,100 00	\$1,093 68	2,193 68
4 .....	1917	1,039 84	1,153 84	2,193 68
5 .....	1918	976 39	1,217 29	2,193 68
6 .....	1919	909 42	1,284 26	2,193 68
7 .....	1920	838 80	1,354 88	2,193 68
8 .....	1921	764 27	1,429 41	2,193 68
9 .....	1922	685 64	1,508 04	2,193 68
10 .....	1923	602 72	1,590 96	2,193 68
11 .....	1924	515 21	1,678 47	2,193 68
12 .....	1925	422 90	1,770 78	2,193 68
13 .....	1926	325 52	1,868 16	2,193 68
14 .....	1927	222 76	1,970 92	2,193 68
15 .....	1928	114 37	2,079 31	2,193 68
		<hr/>	<hr/>	<hr/>
		\$10,717 84	\$20,000 00	\$30,717 84

6. That for the purpose of paying the said instalments of principal and interest as the same fall due respectively during the said fifteen years the currency of the said debentures there shall be levied and raised in each year by a special rate on all rateable property in the said Municipality the following sums, that is to say: \$1,100.00 during each of the first two years and \$2,193.68 during each of the remaining thirteen years.

7. That this By-law shall take effect from and after the final passing thereof.

8. That for the purpose of ascertaining whether the ratepayers of the Town of Brampton qualified to vote upon this By-law assent to the same, a poll will be opened on Friday, the 27th day of June, A.D. 1913, at the hour of nine o'clock in the forenoon and continue open until five o'clock in the afternoon at the several polling subdivisions as follows:—

(a) For the East Ward at Market Building, and W. S. Morphy shall be Deputy Returning Officer and Joseph Partridge shall be Poll Clerk.

(b) For the North Ward at Norval's Shop, and W. F. Bowsfield shall be Deputy Returning Officer and Scott Galbraith shall be Poll Clerk.

(c) For the West Ward at Dawson's Packing House, and Thos. Morris shall be Deputy Returning Officer and Grenville Davis shall be Poll Clerk.

(d) For the South Ward at Pulfer's Shop, and Henry Brown shall be Deputy Returning Officer and R. B. Duggan shall be Poll Clerk.

9. That on Wednesday, the 25th day of June, A.D. 1913, the Mayor of the said Town of Brampton shall attend at the Municipal Offices at ten o'clock in the forenoon to appoint persons to attend at the various polling places aforesaid, and at the final summing up of the votes by the Clerk respectively on behalf of the persons interested in and promoting or opposing the passing of this By-law.

10. That the Clerk of the said Municipality shall attend at the Municipal Offices, in the said Town of Brampton, on Wednesday, the 2nd day of July, A.D. 1913, at 12 o'clock noon, to sum up the number of votes given for and against this By-law, and if the said By-law shall be carried by the requisite number of votes of the said electors, the same shall be finally considered and passed on Monday, the 7th day of July, A.D. 1913, at the hour of eight o'clock p.m., at the Council Chamber, in the said Town of Brampton.

This By-law read a first time the second day of June, A.D. 1913.

Read a second time the second day of June, A.D. 1913.

Read a third time and finally passed the seventh day of July, A.D. 1913.

T. W. DUGGAN,  
*Mayor.*

(L.S.)

W. H. McFADDEN,  
*Clerk.*

MEMORANDUM OF AGREEMENT made this nineteenth day of May, one thousand nine hundred and thirteen.

BETWEEN THE J. W. HEWESTON COMPANY, LIMITED, hereinafter called the Company, of the first part; and

THE CORPORATION OF THE TOWN OF BRAMPTON, hereinafter called the Corporation, of the second part.

WITNESSETH that the parties hereto do hereby mutually promise and agree to and with each other in the manner and form following, that is to say:—

1. That the Company will erect in the Town of Brampton, in the County of Peel, a factory for the purpose of manufacturing boots and shoes, and will purchase a site in the said Town of Brampton, suitable for their purposes, said site and factory to cost not less than \$20,000, and will instal therein suitable machinery, plant and manufacturing accesories, to the value of not less than \$20,000 at the value of the same at the time of installation. The Company will employ during each and every year for fifteen years from the date on which the said business shall be in operation not less than one hundred employees, after the first year, of whom an average of 60 per cent. shall be adult males, and will pay to its employees residing in the Town of Brampton, during each business year of such period the sum of \$50,000 in wages, after the first year. Provided, however, that the Company shall not be responsible for any loss of time or number of employees caused by strikes or other causes over which the Company shall have no control.

2. In consideration thereof, the Corporation agrees to lend the said Company the sum of \$20,000, bearing interest at the rate of five and one-half per cent. per annum, the principal to be repaid in thirteen equal annual instalments, commencing at the end of the third year. The Corporation is to be secured for said loan by the mortgage hereinafter referred to.

3. The Company will purchase the said site and will commence to build said factory building within two months after the confirmation of the By-law, hereinafter referred to, and will, if not prevented by strikes or other unavoidable causes, have the factory in operation within ten months after such confirmation, and if so prevented, will have the said factory in operation as soon as possible.

4. Upon confirmation of the said By-law, the Company will give to the Corporation a first mortgage upon the said site, and upon the factory so to be erected thereon, and upon the said machinery, plant and manufacturing accessories, so to be installed therein as a going concern, for the sum of \$20,000, in form pursuant to the Short Forms of Mortgages Act, and free from dower or other encumbrance to be payable on default being made by the Company in payment of any of the instalments of principal or of the interest thereon or any part thereof, or in breach of any of the terms of this agreement.

5. The Company will insure and keep insured the said buildings, machinery, plant and manufacturing accessories, in an insurance company or companies satisfactory to the Corporation, for at least the sum of \$20,000, and make the loss, if any, under such insurance policy or policies, payable to the Corporation, as its interest may appear, and shall deliver such policy or policies and all renewals thereof from time to time to the Corporation in due course.

6. The said mortgage shall contain a proviso that in case of default for one month, in payment of any of the instalments of principal or interest, or any part thereof, or in the event of the Company ceasing to carry on business as aforesaid, or becoming insolvent

insolvent, or making a general assignment for the benefit of its creditors, or in the event of the continued breach of any of the covenants contained in the said mortgage, or of the terms of this agreement, and after one month's notice in writing by the Corporation specifying the breach complained of, the whole amount remaining due and unpaid on said mortgage shall forthwith become due and payable with interest at five and one-half per cent. per annum from the date of such default, and all exemptions from taxation and other privileges granted by the Corporation to the Company shall thereupon immediately cease and determine. Provided, however, that if at any time before the expiration of the said month's notice, the said default shall cease or shall be remedied, then the said Company shall be reinstated to its former position as if no such default had been made.

7. The Corporation agrees to grant to the Company for the period of ten years from the first day of January, A.D. 1914, exemption from taxation, except school rates and taxes and local improvement rates, and taxes upon all such land, buildings, machinery, plant and manufacturing accessories as may be used strictly for the purposes of their business only, or to be held for future extension of their said business, and will furnish water during a like period at the rate of six cents per 1,000 gallons, and not to be used for running motors or for generating power in any way not otherwise than in connection with its said business.

8. It is understood and agreed that the Corporation shall not be in any way liable in the event of any accidental failure of such water supply, not caused by wilful neglect or default; provided, however, that in the case of such accidental failure, necessary repairs shall be made with all convenient speed. The Company shall pay a reasonable water meter rental or shall furnish a meter at its own expense. The Corporation or the Board of Water Commissioners shall have access at all reasonable times to the said meter for the purpose of reading and inspecting the same.

9. The Company agrees to pay the expense of submitting said By-law in the event of same being submitted to and approved by the ratepayers, and finally confirmed or validated, and the Company then making default in establishing their said business in Brampton pursuant to this agreement and within the time limited.

10. The books of the Company shall be open for inspection by the fully accredited representatives of the Corporation, at all reasonable times, for the purpose of ascertaining the number and character of the employees and the amount of weekly and annual pay-roll.

11. Upon the execution of this agreement, the Corporation will proceed forthwith to submit such by-law for approval, and upon being approved by the ratepayers, the Council of the Municipality will finally pass the same.

12. Upon such by-law being passed as aforesaid, the Corporation will make every lawful effort to secure its confirmation and validation by the Legislature or the Railway and Municipal Board of Ontario, as may be necessary to validate same, and if the said By-law shall not be validated during the next session of the Legislature of Ontario, then this agreement shall be null and void.

13. This agreement shall be binding on the Corporation only upon a By-law to carry it into effect being approved by the ratepayers and becoming valid, and being validated as hereinbefore mentioned.

14. The Company hereby agrees to take from the Corporation and use electric power for all power and lighting purposes necessary for use in connection with such factory, at prices to be fixed by the Hydro-Electric Commission of Ontario.

15. It is understood and agreed that the Corporation is to be at liberty to grant aid to similar industries now located or as may be hereafter located in the Town of Brampton.

16. This agreement is subject to the approval of the firms carrying on a like business within the Corporation, being obtained to the proposed By-law.

In witness whereof the Company has caused to be affixed hereto the signatures of the President thereof and its corporate seal, and the Corporation has caused to be affixed the signatures of the Mayor and Clerk of the said Corporation and its seal.

Signed, Sealed and Delivered  
in the presence of

(Sgd.) JNO. W. HEWESTON,  
*President.*  
(L.S.)

(Sgd.) T. W. DUGGAN,  
*Mayor.*

(Sgd.) W. H. McFADDEN,  
*Clerk.*  
(L.S.)

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BY-LAW No. 512.

A By-law to authorize the issue of Debentures of the Corporation of the Town of Brampton for \$15,000.00 for the purpose of granting a bonus by way of loan to The Hough Lithographing Company, Limited, to enable such Company to purchase a site in the said Town and to establish a factory therein for manufacturing purposes, and also the granting of certain exemptions from taxes and water rates.

Whereas The Hough Lithographing Company, Limited, has entered into an agreement with the Corporation of the Town of Brampton, bearing date the 19th day of May, A.D. 1913, subject to the approval of the ratepayers, a copy whereof is set out in the Schedule hereunto annexed, marked "A."

And whereas the said agreement provides among other things that the said Company will purchase a site and will erect and establish in the Town of Brampton a factory for the purpose of carrying on their business as Lithographers, and will employ therein annually for ten years not less than forty employees after the first year and will pay to its employees residing in the Town of Brampton during each business year of such period after the first year the sum of \$30,000.00 in wages as set out in said agreement, and that upon the Company giving security by way of mortgage on the site, buildings, machinery, plant and manufacturing accessories as set out in said agreement and complying with all conditions mentioned therein, the Corporation of the Town of Brampton will loan to the Company the sum of \$15,000.00 on the terms mentioned and set forth in said agreement, and will grant to said Company exemption from taxes, except school rates and local improvement rates, for ten years from the first day of January, 1914, and will furnish water for a like period for six cents per thousand gallons as set forth in said agreement.

And whereas in the opinion of the Municipal Council of the Corporation of the Town of Brampton it is desirable to ratify and confirm the said agreement.

And

And whereas in order to carry out the terms of the said agreement it will be necessary to issue debentures for the sum of \$15,000.00 as hereinafter provided for, which said sum of \$15,000.00 is the amount of the debt intended to be created by this By-law.

And whereas it will be necessary to raise annually during the term of ten years by special rate for paying the said debt the sum of \$19,900.00 during the term of ten years.

And whereas it will be necessary to raise the several sums in each year respectively set forth in paragraph five of this By-law.

And whereas the amount of the whole rateable property of the Town of Brampton according to the last revised assessment roll thereof being the year 1912 is \$1,732,367.00.

And whereas the existing debenture debt of the Corporation of the Town of Brampton exclusive of local improvement debentures amounts to \$264,860.85, of which no part of the principal or interest is in arrear.

Now therefore the Municipal Council of the Corporation of the Town of Brampton enacts as follows:

1. That the agreement set forth in the schedule hereto bearing date the 19th day of May, 1913, be and the same is hereby approved.

2. That for the purpose of carrying out the said agreement it shall be lawful for the Corporation of the Town of Brampton to borrow the sum of \$15,000.00 and to issue debentures of the said Corporation to the amount of \$15,000.00 in sums of not less than \$100.00 each, payable in the manner and for the amount and at the times set out in paragraph five hereof.

3. That the said debentures shall bear interest at the rate of five and one-half per cent. per annum payable annually on the thirty-first day of December in each year and as to both principal and interest shall be payable at The Union Bank of Canada at Brampton, Ontario.

4. That the Mayor of the Corporation of the Town of Brampton shall sign and issue the said debentures and the interest coupons to be attached thereto and shall cause the same to be signed by the Treasurer of the said Municipality and the Clerk of the said Municipality is hereby authorized and instructed to attach the Corporate Seal of the said Municipality to the said debentures.

5. That the said debentures shall be dated and issued all at one time and within two years from the date of the passing of this by-law and shall be payable within ten years next after the issue of the same, and the respective amounts of principal and interest payable during each of the said ten years shall be as follows:

No.	Year.	Interest.	Principal.	Total.
1 .....	1914	\$825 00	\$1,165 00	\$1,990 00
2 .....	1915	760 90	1,229 10	1,990 00
3 .....	1916	693 30	1,296 70	1,990 00
4 .....	1917	622 00	1,368 00	1,990 00
5 .....	1918	546 75	1,443 25	1,990 00
6 .....	1919	467 37	1,522 63	1,990 00
7 .....	1920	383 63	1,606 37	1,990 00
8 .....	1921	295 27	1,694 73	1,990 00
9 .....	1922	202 06	1,787 94	1,990 00
10 .....	1923	103 72	1,886 28	1,990 00
		\$4,900 00	\$15,000 00	\$19,900 00

6. That for the purpose of paying the said instalments of principal and interest as the same fall due respectively during the said ten years

years the currency of the said debentures there shall be levied and raised in each year by a special rate on all rateable property in the said municipality the sum of \$1,990.00.

7. That this By-law shall take effect from and after the final passing thereof.

8. That for the purpose of ascertaining whether the ratepayers of the Town of Brampton qualified to vote upon this By-law assent to the same a poll will be opened on Friday, the 27th day of June, A.D. 1913, at the hour of nine o'clock in the forenoon and continue open until five o'clock in the afternoon at the polling subdivisions as follows:

(a) For the East Ward at Market Building, and W. S. Morphy shall be Deputy Returning Officer, and Joseph Partridge shall be Poll Clerk.

(b) For the North Ward at Norval's shop, and W. F. Bowsfield shall be Deputy Returning Officer, and Scott Galbraith shall be Poll Clerk.

(c) For the West Ward at Dawson's Packing House and Thomas Morris shall be Deputy Returning Officer, and Grenville Davis shall be Poll Clerk.

(d) For the South Ward at Pulfer's shop and Henry Brown shall be Deputy Returning Officer, and R. B. Duggan shall be Poll Clerk.

9. That on Wednesday, the 25th day of June, 1913, the Mayor of the said Town shall attend at the Municipal Offices at ten o'clock in the forenoon to appoint persons to attend at the various polling places aforesaid and at the final summing up of the votes by the Clerk respectively on behalf of the persons interested in and promoting or opposing the passing of this By-law.

10. That the Clerk of the said Municipality shall attend at the Municipal Offices of the said Town of Brampton on Wednesday, the 2nd day of July, 1913, at twelve o'clock noon to sum up the number of votes given for and against this By-law, and if the said By-law shall be carried by the requisite number of votes of the said electors the same shall be finally considered and passed on Monday, the 7th day of July, A.D. 1913, at the hour of eight o'clock p.m. at the Council Chamber in the said Town of Brampton.

This By-law read a first time the second day of June, 1913.

Read a second time the second day of June, 1913.

Read a third time and finally passed the seventh day of July, 1913.

T. W. DUGGAN,  
*Mayor.*

W. H. McFADDEN,  
*Clerk.*

(Seal)

MEMORANDUM OF AGREEMENT made this nineteenth day of May, one thousand nine hundred and thirteen.

BETWEEN THE HOUGH LITHOGRAPHING COMPANY, LIMITED, hereinafter called the Company, of the first part; and

THE CORPORATION OF THE TOWN OF BRAMPTON, hereinafter called the Corporation, of the second part.

Witnesseth that the parties hereto do hereby mutually promise and agree to and with each other in manner and form following, that is to say:

1. That the Company will erect in the said Town of Brampton a building for the purpose of carrying on their business as Lithographers, and will purchase a site in the said Town, suitable for their purposes, said site and building to cost not less than \$12,000, and will install therein suitable machinery, plant and lithographing accessories to the value of not less than \$60,000 at the value of the same at the time of installation. The Company agrees that it will employ during each and every year for ten years from the date on which their said business is to be in operation, not less than an average of forty men and will pay to its employees residing in the Town of Brampton during each business year of such period, the sum of \$30,000 in wages, after the first year. Provided, however, that the Company shall not be responsible for loss of time or number of employees caused by strikes or other causes over which the Company shall have no control.

2. In consideration thereof the Corporation agrees to loan the said Company the sum of \$15,000 bearing interest at the rate of five and one-half per cent. per annum, the principal to be repaid in ten equal annual instalments, and interest payable annually, which loan is to be secured to the Corporation by the mortgage hereinafter referred to.

3. The Company will purchase the said site, and will commence to build said buildings within three months after the confirmation of the By-law hereinafter referred to, and will, if not prevented by strikes or other unavoidable causes have the factory in operation within nine months after such confirmation, and if so prevented will have the said business in operation as soon thereafter as possible.

4. Upon confirmation of the said by-law, the Company will give to the Corporation a first mortgage upon the said site and upon the building so to be erected thereon, and upon the said machinery, plant and lithographing accessories so to be installed therein as a going concern, for the sum of \$15,000 in form pursuant to the Short Forms of Mortgages Act, and free from dower or other encumbrance, to be payable in ten equal annual, successive instalments, with interest at five and one-half per cent. per annum, as security for the said loan.

5. The Company will insure the said buildings, machinery, plant and lithographing accessories in an insurance company or companies satisfactory to the Corporation, for at least the sum of fifteen thousand dollars, and make the loss, if any, under such insurance policy or policies payable to the Corporation, as its interest may appear, and shall deliver such policy or policies, and all renewals thereof from time to time, to the Corporation, in due course.

6. The said mortgage shall contain a proviso, that in case of default for one month in payment of any of the instalments of principal or interest or any part thereof, or in the event of the Company ceasing to carry on business as aforesaid, or becoming insolvent, or making a general assignment for the benefit of its creditors, or in the event of the continued breach of any of the other covenants contained in said mortgage, or the terms of this agreement, and after

one month's notice in writing by the Corporation specifying the breach complained of, the whole amount remaining due and unpaid on said mortgage shall forthwith become due and payable, with interest at five and one-half per cent. per annum from the date of such default, and all exemptions from taxation and other privileges shall thereupon immediately cease and determine. Provided, however, that if at any time before the expiration of the said month's notice, the said default shall cease or shall be remedied, then the said Company shall be reinstated to its former position as if no such default had been made.

7. The Corporation agrees to grant to the Company, for the period of ten years from the 1st day of January, A.D. 1914, exemption from taxation, except school rates and taxes and local improvement rates and taxes upon all such lands, buildings, machinery, plant and lithographing accessories, as may be used strictly for the purposes of their business only, or to be held for future extension of their said business, and will furnish water during a like period at the rate of six cents per 1,000 gallons, and not to be used for running motors or for generating power in any way, not otherwise except in connection with their said business.

8. It is understood and agreed that the Corporation will not be in any way liable in the event of any accidental failure of such water supply not caused by wilful neglect or default, provided, however, that in case of such accidental failure, necessary repairs shall be made with all convenient speed. The Company agrees to pay a reasonable water meter rental, or to furnish the meter at its own expense. The Corporation or the Board of Water Commissioners shall have access at all times, for the purposes of reading and inspecting the same.

9. The Company agrees to pay the expense of submitting a by-law to the ratepayers of the Town, if such By-law should be approved by the ratepayers and confirmed or validated by the Railway and Municipal Board or the Legislature of Ontario, and the Company should then make default in establishing their said business in the said Town pursuant to this agreement within the time limited.

10. The wage books of the Company shall be open for inspection by the fully accredited representatives of the Corporation, at all reasonable times, for the purpose of ascertaining the number of men employed and the amount of weekly and annual pay roll.

11. Upon the execution of this agreement, the Corporation will proceed forthwith to submit such By-law for approval, and upon being approved by the ratepayers, the Council of the Municipality will finally pass the same.

12. Upon such By-law being passed as aforesaid the Corporation will make every lawful effort to secure its confirmation and validation by the Legislature or the Railway and Municipal Board of Ontario, as may be necessary to validate same, and if the said By-law shall not be validated during the next session of the Legislature of Ontario, then this agreement shall be null and void.

13. This agreement shall be binding on the Corporation only, upon a by-law to carry it into effect, being approved by the ratepayers and becoming valid, and being validated as hereinbefore mentioned.

14. The Company hereby agrees to take from the Corporation and use electric power for all power and lighting purposes necessary for use in connection with such factory, at prices to be fixed by the Hydro-Electric Commission of Ontario.

15. It is understood and agreed that the Corporation is to be at liberty to grant aid to similar industries now located or as may be hereafter located in the Town of Brampton.

In witness whereof the Company has caused to be affixed hereto the signatures of the Vice-President and Secretary thereof and its corporate seal, and the Corporation has caused to be affixed the signatures of the Mayor and Clerk of the said Corporation and its seal.

Signed, Sealed and Delivered  
in the presence of

(Sgd.) JAMES MILN,  
*Vice-President.*

(Sgd.) THOMAS CROSS,  
*Secretary-Treasurer.*  
(L.S.)

(Sgd.) T. W. DUGGAN,  
*Mayor.*

(Sgd.) W. H. MCFADDEN,  
*Clerk.*

(Sgd.) E. M. SMITH.

(Sgd.) A. GIVEN.

(L.S.)

## CHAPTER 62.

An Act to validate and confirm certain By-laws  
of the Town of Brampton*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the Town of Brampton <sup>Preamble.</sup>  
has by petition represented that the corporation has  
passed the Local Improvement By-laws specified in Schedule  
"A." hereto to cover the cost of certain local improvement  
works, and whereas exception has been taken by the pur-  
chasers of the debentures issued under the same to certain  
informalities in the said by-laws, and to enable the said cor-  
poration more readily and profitably to dispose of the said  
debentures it is desirable that the said by-laws should be con-  
firmed; and whereas it is expedient to grant the prayer of  
the said petition;

Therefore, His Majesty, by and with the consent of the  
Legislative Assembly of the Province of Ontario, enacts as  
follows:—

**1.** The by-laws of the said corporation specified in <sup>Confirma-  
tion of  
certain  
By-laws.</sup>  
Schedule "A." hereto and all debentures issued or to be  
issued thereunder and all assessments made or to be made  
and all rates levied or to be levied for the payment thereof  
are validated and confirmed and the said corporation is de-  
clared to have had power to pass, issue and levy the same.

## SCHEDULE "A."

No. of By-law.	Nature of work under By-law.	When passed by Council.	Total cost of work.	Amount to be borne by Town.	Amount to be borne by ratepayers.	Period of payment, years.	Rate of Interest.
530	To pay for the construction of certain concrete sidewalks...	16 Feb., 1914	\$7,493.67	\$1,643.26	\$5,850.41	20	5%
531	To pay for the construction of a concrete sidewalk on Queen Street East .....	16 Feb., 1914	392.46	141.34	251.12	20	5%
532	To pay for the construction of a curb and gutter on Main Street North .....	16 Feb., 1914	2,686.86	.....	2,686.86	20	5%
533	To pay for the construction of certain concrete sidewalks .....	16 Feb., 1914	2,047.20	581.98	1,465.22	20	5½%
534	To pay for the construction of certain sewers .....	16 Feb., 1914	13,353.66	2,552.96	10,800.69	30	6%
535	To pay for the construction of certain concrete sidewalks .....	16 Feb., 1914	7,244.12	1,285.17	5,958.95	20	6%
536	To pay for the construction of certain concrete sidewalks .....	24 Feb., 1914	3,241.14	810.00	2,431.14	20	5%
537	To pay for the construction of certain sewers .....	24 Feb., 1914	6,580.56	1,466.79	5,113.77	30	6%
538	To pay for the construction of a concrete pavement on Main Street South .....	24 Feb., 1914	12,774.34	7,479.92	5,294.62	20	6%
539	To pay for the construction of a concrete pavement on Main Street South .....	24 Feb., 1914	3,381.74	1,848.68	1,533.06	20	6%
540	To consolidate the sums authorized to be borrowed under By-laws 530, 531, 532 and 536 .....	24 Feb., 1914	13,814.13	13,814.13	.....	20	5%
541	To consolidate the sums authorized to be borrowed under By-laws 535, 538 and 539 .....	24 Feb., 1914	23,400.20	23,400.20	.....	20	6%
542	To consolidate the sums authorized to be borrowed under By-laws 534 and 537 .....	24 Feb., 1914	19,934.22	19,934.22	.....	30	6%

## CHAPTER 63.

## An Act respecting the City of Brantford.

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the City of Brantford Preamble  
has by its petition represented that it desires to raise by way of debentures payable within twenty years the sum of two thousand five hundred dollars for the construction of a bridge for foot passengers to connect Mary Street and Greenwich Street in the said City of Brantford and to pass the necessary by-law therefor without submitting the same for the assent of the electors; and whereas the Corporation of the City of Brantford has by its petition represented that many of the streets and highways have become so crowded with poles and wires as to be dangerous and unsightly and that it is desirable to enter into agreements with companies owning poles and wires upon its streets and highways for the removal thereof and for placing them underground and that by-laws be passed from time to time subject to the assent of the electors qualified to vote on by-laws for creating debts for the issue of debentures for such sums of money as shall be required to effect said purpose; and whereas the Corporation of the City of Brantford has by its petition represented that it is desirable to pass by-laws from time to time subject to the assent of the electors qualified to vote on by-laws for creating debts to acquire tracts of land for industrial purposes and to guarantee the bonds of any person, firm or company incorporated for the purpose of erecting buildings for industrial purposes within and without the municipality and without the assent of such electors to pass such by-laws as shall be required for the issue of debentures to raise moneys to pay any indebtedness arising from any guarantee so given; and whereas the Corporation of the City of Brantford has by its petition represented that it is desirable to have vested in the Board of Park Management for the City of Brantford in lieu of the municipal council thereof the power to undertake sodding any parts of its streets and highways and planting, maintaining and caring for trees, shrubs and plants upon its streets and highways; and whereas the Corporation of the City of Brantford has by its peti-

tion

tion represented that the Grand Valley Railway Company has become insolvent and that the terms of the agreement upon which its franchise was held from the Corporation of the City of Brantford have been violated and that it is desirable that the Corporation of the City of Brantford be enabled to purchase the franchises, property, rights and privileges of the Grand Valley Railway Company in the City of Brantford and Counties of Brant and Waterloo and to operate the same and to pass such by-laws as shall be required from time to time to raise moneys for the purchase, equipment, improvement, betterment, extension and operation of said railway system, and to sell and dispose of the same or any part thereof and to provide for the election or appointment of commissioners to manage the same; and whereas the Corporation of the City of Brantford has by its petition represented that it is desirable that certain by-laws of the corporation set out in Schedule "C" should be confirmed in order that the debentures may be more readily and profitably disposed of; and whereas the Corporation of the City of Brantford has prayed that an Act may be passed for such purposes, and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to  
issue debentures for  
payment for  
foot-bridge.

1.—(1) A by-law may be passed by the Municipal Council of the Corporation of the City of Brantford for borrowing money and issuing debentures therefor repayable within a period of twenty years up to the sum of two thousand five hundred dollars for the construction of a bridge for foot passengers to connect Mary Street and Greenwich Street in the said City of Brantford.

Assent of  
electors not  
necessary.

(2) The provisions of *The Municipal Act* so far as applicable shall apply to such by-law except that it shall not be necessary to obtain the assent of the electors thereto.

Power to  
pass by-laws  
for removal  
of poles and  
wires from  
highways.

2. By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford subject to the assent of the electors qualified to vote on by-laws for creating debts being obtained thereto, for removing poles and wires from such of its streets and highways as from time to time shall be deemed advisable upon such terms as shall be arranged with the respective companies owning the same and for issuing debentures repayable within a period not exceeding thirty years for raising such sums of money as shall be required to effect said purpose.

3. By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford subject to the assent of the electors qualified to vote on by-laws for creating debts being obtained thereto to acquire tracts of lands for industrial purposes and for the issue of debentures repayable within a period not exceeding thirty years to provide the moneys required therefor, provided that any agreement for the sale or leasing of any part thereof by the Corporation of the City of Brantford shall not be valid unless and until assented to by the electors qualified to vote on by-laws for creating debts.

Acquiring  
land for  
industrial  
purposes.

Assent of  
electors.

4.—(1) By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford subject to the assent of the electors qualified to vote on by-laws for creating debts being obtained thereto to guarantee the payment of the principal money and interest secured by bonds of the Brantford Industrial Realty Company, Limited, incorporated for the purpose of erecting buildings for industrial uses within and without the municipality.

Guaranteeing  
bonds  
of Brant-  
ford Indus-  
trial Realty  
Company,  
Limited.

(2) By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford to raise such sums of money by the issue of debentures as shall be required to pay any indebtedness arising from any guarantee given under sub-section 1 of this section and such by-laws shall not require the assent of the electors.

Issuing  
debentures  
for purpose  
of meeting  
guarantee.

5.—(1) A by-law may be passed by the Municipal Council of the Corporation of the City of Brantford to vest in the Board of Park Management for the City of Brantford in lieu of the council thereof the power to undertake sodding any part of the streets and highways within the limits of the said City of Brantford and planting, maintaining and caring for trees, shrubs and plants upon its streets and highways.

Powers to  
be vested  
in Board of  
Park Man-  
agement.

(2) After the passing of such by-law the Board of Park Management of the City of Brantford may undertake any of the works mentioned in sub-section 1 of this section upon a petition signed by at least two-thirds in number of the owners representing at least one-half of the value according to the last revised assessment roll of the lots fronting or abutting directly on the work.

What works  
may be  
undertaken  
by Board.

(3) After the passing of such by-law the Board of Park Management for the City of Brantford may cause notice of its intention to undertake any of the works mentioned in subsection 1 of this section to be given by publication thereof once each week for two weeks in a newspaper published in the

Notice of  
Board's  
intention to  
undertake  
works.

the City of Brantford and by service of such notice upon the owners of the lots liable to be specially assessed and unless within one month after the first publication of the notice a majority of the owners representing at least one-half of the value according to the last revised assessment roll of the lots which are liable to be specially assessed petition the board not to proceed with it, the work may be undertaken by the board.

**Contents  
of notice.**

(4) The notice shall be sufficient if it designates by a general description the work to be undertaken and the street or place whereon or wherein and the bounds between which the work is to be effected and the notice may relate to and include any number of different works.

**Service of  
notice  
personally,  
etc.**

(5) The notice may be served upon the owner

(a) Personally, or

(b) By leaving it at his place of business or of residence if within the municipality, or

(c) By mailing it at a post office addressed to the owner at his actual place of business or of residence, if known, or at his place of business or residence as set forth in the last revised assessment roll of the municipality, or

**Or by  
delivery to  
occupant.**

(d) If the place of business and of residence of the owner are not known, by leaving the notice with a grown-up person on the lot of the owner which is liable to be specially assessed, if there is a grown-up person residing thereon.

**Where  
residence,  
etc., un-  
known.**

(e) If the place of business or of residence of the owner are unknown, and there is no grown-up person residing on the lot of the owner which is liable to be specially assessed, service upon the owner shall not be requisite.

**Where  
residence,  
etc., not  
entered.**

(f) If the place of business or of residence of the owner do not appear upon the assessment roll, the owner may be treated and dealt with as an owner whose place of business and of residence are unknown.

**Proof of  
publication  
and ser-  
vice.**

(g) Publication and service of the notice may be proved by affidavit or statutory declaration and the affidavit or statutory declaration, before the passing

of the by-law by which the special assessment is made to defray the cost of the work, shall be *prima facie* evidence, and after the passing of the by-law shall be conclusive evidence of the matters set forth in the affidavit or statutory declaration.

(6) After the passing of such by-law the cost of any work undertaken under section 5 hereof shall be specially assessed upon the lots abutting directly upon the work according to the extent of their respective frontages thereon by an equal special rate per foot of such frontage sufficient to defray such cost and shall upon the requisition of the board to the city clerk be placed on the collector's roll of the municipality for the then current year or the year next succeeding the completion of the work and shall be collected and paid in the same manner as other taxes upon the said roll and the same remedy shall exist for the collection thereof as of other taxes upon said roll, and no debentures shall be issued for the cost of any work undertaken under this section.

Assessment and collection of the cost.

(7) After the passing of such by-law the Municipal Council of the Corporation of the City of Brantford shall provide in its yearly estimates and shall pay to the Board of Park Management such amount not exceeding one-fifth of one mill upon the total assessable property in the City of Brantford as the board shall require to provide for the annual care and maintenance of works constructed in accordance with the provisions of this section.

Special grant payable to the board for certain purposes.

(8) After the passing of such by-law the Board of Park Management for the City of Brantford shall have all the powers vested in the municipal council by *The Trees Planting Act*.

Powers of the board.  
R.S.O., c. 213.

**6.**—(1) By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford with the assent of the electors qualified to vote on by-laws for creating debts for the purchase of the franchises, property, rights and privileges of the Grand Valley Railway Company in the City of Brantford and Counties of Brant and Waterloo and for the issue of debentures repayable within a period of thirty years for such sums of money as shall be required from time to time for the purchase, equipment, improvement, betterment, extension and operation of the said railway.

Purchase of the Grand Valley Railway Company.  
Issue of debentures for that purpose.

(2) By-law Number 1284 of the Corporation of the City of Brantford contained in Schedule "A" hereto, is hereby

Validation of by-law No. 1284.

validated

validated and confirmed and declared to be binding upon the said the Corporation of the City of Brantford.

Power to enter into contract of purchase of Grand Valley Railway.

(3) The Municipal Council of the Corporation of the City of Brantford may enter into the contract with E. B. Stockdale, receiver of the Grand Valley Railway Company, and The Trusts and Guarantee Company, Limited, set forth in Schedule "B" hereto, and the same is hereby declared to be valid and binding upon the several parties hereto. It is hereby further declared that upon the issue by the Supreme Court of Ontario of a vesting order for the purpose of vesting in the Corporation of the City of Brantford the franchises, property, rights and privileges of the Grand Valley Railway Company in the City of Brantford and the Counties of Brant and Waterloo, the same shall be and are hereby vested accordingly free from any and all claims of the Grand Valley Railway Company, the Brantford Street Railway Company, the Trusts and Guarantee Company, Limited, or the said receiver and free and clear of all other charges, liens or encumbrances of any and every kind save and except the three certain mortgages set forth in the contract contained in Schedule "B" hereto.

Vesting of the property subject to encumbrances.

Sale of the railway by the city corporation.

(4) By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford for the purpose of selling and disposing of any part of the said street railway or the assets and property thereof and for conveying the same upon such terms as shall be deemed advisable.

Election of municipal commission to manage railway.

R.S.O. c. 204.

(5) By-laws may be passed by the Municipal Council of the Corporation of the City of Brantford to provide for the election of a commission to manage, operate, improve and extend the said railway and thereupon the provisions of *The Public Utilities Act* shall apply thereto, subject to the terms of the by-law which shall be passed to provide for creating such commission.

Interim appointment of commission.

(6) Until the election of a commission the Municipal Council of the Corporation of the City of Brantford may appoint a commission to manage, operate, improve and extend the said railway subject to the terms of the by-law which shall be passed to provide for such commission.

Validation of by-laws Nos. 1261, 1270, 1271, 1272, 1281.

7. The by-laws of the Corporation of the City of Brantford respectively set out in Schedule "C" hereto and all debentures issued or to be issued thereunder and all assessments made or to be made for the payment thereof are hereby validated and confirmed.

## SCHEDULE "A."

By-LAW No. 1284 OF THE CORPORATION OF THE CITY OF BRANTFORD.

To provide by the issue of debentures for raising \$270,000 for the purchase, improvement and equipment of the Grand Valley Railway.

Whereas the Grand Valley Railway Company is the owner of the street railway system within the limits of the City of Brantford and of a radial railway system in the Counties of Brant and Waterloo;

And whereas by the terms of certain agreements and by-laws which have from time to time been entered into between the Corporation of the City of Brantford, the Brantford Street Railway Company and the Grand Valley Railway Company, the latter company was granted certain licenses or franchises, rights and privileges for the operation of a railway upon certain streets and highways within the said corporation;

And whereas the Corporation of the City of Brantford by the municipal council thereof has made an offer for the purchase of the undertaking, franchises, property, rights, privileges and assets of the Grand Valley Railway Company within the limits of the City of Brantford and the Counties of Brant and Waterloo, subject to the ratification thereof of the electors of said corporation;

And whereas it will be necessary to provide for the purchase, improvement, extension and equipment of said railway system that debentures of this corporation be issued for the sum of \$270,000, which is the amount of the debt intended to be created by this by-law;

And whereas it is desirable to issue such debentures at one time and to make the principal of said debt repayable within thirty years, being the currency of said debentures;

And whereas the amount of the whole rateable property of the said corporation according to the last revised assessment roll is the sum of \$15,698,345;

And whereas the amount of the existing debenture debt of the said corporation is the sum of \$1,791,108.08, whereof no amount of principal or interest is in arrear;

And whereas it will require the sum of \$12,150 to be raised annually for a period of thirty years to pay the interest of the said debt, and the sum of \$4,814 to be raised annually during the said period for payment of the said debt to be created by this by-law, such sum of \$4,814 being sufficient with the estimated interest on the investment thereof at the rate of four per cent. per annum to discharge the said debt when the same becomes payable, making in all the sum of \$16,964 to be raised annually as aforesaid;

Now, therefore, the Municipal Council of the Corporation of the City of Brantford enacts as follows:—

1. That the undertaking, franchises, property, rights, privileges and assets of the Grand Valley Railway Company within the limits of the City of Brantford and the Counties of Brant and Waterloo be purchased by this corporation upon such terms as have been and shall be approved by the council thereof.

2. That for the purpose aforesaid, and for the improvement, extension and equipment of said railway, debentures of this corporation in the amount of \$270,000 shall be issued in sums of not less than \$100 each on the 30th day of June, 1914, each of which debentures shall be dated on the 30th day of June, 1914, and shall be payable on the 30th day of June, 1944.

3. Each of the said debentures shall be signed by the mayor of the said corporation or by some other person authorized by by-law to sign the same, and also by the treasurer thereof, and the clerk of the said corporation shall attach thereto the corporate seal of said corporation.

4. The said debentures shall bear interest at the rate of four and one-half per cent. per annum, payable half-yearly in each year during the currency thereof on the 30th day of June and 31st day of December, and shall have attached to them coupons for the payment of the said interest, each of which coupons shall be signed by the treasurer of the corporation. It shall be sufficient if the facsimile signature of said treasurer is printed upon said coupons.

5. During the currency of the said debentures there shall be raised annually by special rate on all the rateable property in the said City of Brantford the sum of \$12,150 for payment of interest on the said debentures and the sum of \$4,814 for the purpose of creating a sinking fund for payment of the debt thereby secured, making in all the sum of \$16,964 to be raised annually as aforesaid.

6. Debentures may both as to principal and interest be made payable at any place in Great Britain or in the Dominion of Canada or in the City of New York, and may be expressed in sterling money or other currency.

7. The proceeds of the said debentures shall be expended in purchasing the undertaking, franchises, property, rights, privileges and assets of the Grand Valley Railway Company within the limits of the City of Brantford and the Counties of Brant and Waterloo, and in the improvement, extension and equipment thereof.

8. The debentures to be issued hereunder shall contain a provision in the following words: "This debenture, or any interest therein, shall not, after a certificate of ownership has been endorsed thereon by the treasurer of this corporation, be transferable except by entry by the treasurer or his deputy in the debenture registry book of the said Corporation of the City of Brantford."

9. The said mayor and treasurer may cause the said debentures, or a sufficient amount thereof, to be sold or hypothecated, or may authorize the said debentures or any portion thereof to be purchased or taken as and for a temporary or permanent investment of the sinking fund of the municipality, and the proceeds thereof after providing for the discount, if any, and the expenses of negotiation and sale thereof, shall be applied for the purpose for which the said debentures are issued, and no other.

10. This by-law shall take effect upon the final passing thereof.

Passed this                      day of                      , 1914.

*Mayor.*

*Clerk.*

## SCHEDULE "B."

IN THE SUPREME COURT OF ONTARIO.

In the matter of the Grand Valley Railway Company

Between

The Trusts &amp; Guarantee Company, Limited, Plaintiff,

and

the Grand Valley Railway Company, Defendant;

And between

the Corporation of the City of Brantford, Plaintiff,

and

the Grand Valley Railway Company, the Brantford Street Railway Company, The Trusts &amp; Guarantee Company, Limited, The National Trust Company, Limited, and E. B. Stockdale, Receiver, of the Grand Valley Railway Company, Defendants;

And between

The National Trust Company, Limited, Plaintiff,

and

the Brantford Street Railway Company, the Grand Valley Railway Company and E. B. Stockdale, Defendants;

And between

E. B. Stockdale, of the City of Toronto, Receiver, of the First Part,

and

the Corporation of the City of Brantford, of the Second Part.

Whereas by an order bearing date the 29th day of May, 1912, made by the Honourable Mr. Justice Latchford in an action in the High Court of Justice wherein The Trusts & Guarantee Company, Limited, were Plaintiffs and the Grand Valley Railway Company were Defendants, Edward Bentley Stockdale was appointed, until further order, receiver on behalf of The Trusts & Guarantee Company, Limited, as trustees for the holders of mortgage bonds issued by the Grand Valley Railway Company of all the defendants' railways and undertakings, and of the revenue, issues and profits thereof, and all property whatsoever, whether present or future comprised in or subject to the security created by the said bonds and the bond mortgages made by the Grand Valley Railway Company to The Trusts & Guarantee Company, Limited, dated respectively the 30th day of May, 1902, and the 27th day of August, 1907, on the terms set forth on the said order of 29th of May, 1912;

And whereas the said Edward Bentley Stockdale thereupon assumed the duties of said office as such receiver, and has from then until the present time been in possession of the said railway under the said order;

And whereas the Corporation of the City of Brantford has made an offer to purchase the Grand Valley Railway system within the limits of the City of Brantford and the Counties of Brant and Waterloo, and including the system from the City of Brantford and the Town of Galt with the undertakings, franchises and real and personal property thereof, other than moneys on hand or bills or accounts receivable, free and clear of all encumbrances or liabilities except those herein particularly mentioned;

And

And whereas this offer does not include the Woodstock, Thames Valley & Ingersoll Electric Railway and the assets, real and personal, appertaining thereto and to the operation of the same;

And whereas the said Edward Bentley Stockdale, as receiver aforesaid, and The Trusts & Guarantee Company, Limited, mortgagees before named, are, subject to the direction and approval of the court, willing to accept and to carry out on their parts the offer for purchase before referred to made by the said the Corporation of the City of Brantford;

Now therefore this indenture witnesseth that the Corporation of the City of Brantford hereby covenants and agrees to purchase the Grand Valley Railway system within the limits of the City of Brantford and the Counties of Brant and Waterloo, and including the system from the City of Brantford to the Town of Galt with the franchises and real and personal property thereof, other than moneys on hand or bills or accounts receivable free and clear of all encumbrances or liabilities save and except those herein specified, but not including the Woodstock, Thames Valley & Ingersoll Electric Railway Company and the assets, real and personal, appertaining thereto, and to the operation of the same as the same exist on the day of closing, and to pay therefor as follows, namely: To assume the liability of the Brantford Street Railway Company and of the Grand Valley Railway Company in a certain mortgage made and executed by the Brantford Street Railway Company to The National Trust Company, Limited, on or about the 1st of July, 1902, for the sum of one hundred and twenty-five thousand dollars (\$125,000) and the liability to the bondholders thereunder together with the interest paid or payable thereunder from the 1st day of July, 1913, until the completion of the purchase herein, and thereafter until the full payment and discharge of the said mortgage and bonds, and also to assume the mortgage executed by the Brantford Street Railway Company on the old power house property on Colborne Street in the City of Brantford for the sum of fifteen hundred dollars (\$1,500), and also a mortgage made by the Grand Valley Railway Company on the car barns on Brant Avenue in the said City of Brantford for the sum of four thousand dollars (\$4,000).

The amounts hereinbefore mentioned are intended as a part of the consideration moneys for the said purchase, and in the event of any portion or parts thereof having been paid by the mortgagors, the said the City of Brantford, will recoup and repay to the said receiver the amount so paid, it being intended that the purchase money includes the face amount of the three mortgages above mentioned, together with interest on the first above-named from the 1st of July, 1913, and in addition the said the Corporation of the City of Brantford agrees to release and discharge the Grand Valley Railway Company and the Brantford Street Railway Company and the said receiver from all liability to the City of Brantford for taxes due or accruing due, including taxes due and accruing due in respect of permanent pavements, and from all liability in respect to that portion of the cost of the bridge on South Market Street in the City of Brantford which said Grand Valley Railway Company was ordered to pay, said liabilities amounting approximately to the sum of sixty-eight thousand dollars, and from any other claims, save the costs awarded or which may be awarded in any pending litigation.

The receiver agreeing in the meantime to operate the road in the ordinary way only, and to be entitled to the receipts and to bear the expenditure meantime.

The said the City of Brantford also hereby covenants and agrees in addition to the consideration before mentioned to pay in cash to the said receiver the sum of ninety thousand one hundred dollars (\$90,100) upon the completion of said sale and the receipt of a good clear and valid title, by vesting order or otherwise, to the property agreed to be purchased, save as to the incumbrances aforesaid; provided always the obligations of the City of Brantford under this contract are subject to and binding only in the event of its offer being confirmed by the vote of the electors of the City of Brantford qualified to vote on by-laws for the creation of debts and upon the passing by the Legislature of the Province of Ontario of an Act to enable the City of Brantford to make such purchase, and upon a good title to the property purchased subject only to the charges created by the said three mortgages being shown, the Corporation of the City of Brantford hereby undertaking, however, to submit its offer to its electors for confirmation, and to apply for and endeavor to obtain a special Act for the purpose named.

Upon payment of the purchase money and the assumption of the said three mortgages, the said Corporation of the City of Brantford shall be entitled to have the Grand Valley Railway system within the limits of the City of Brantford and the Counties of Brant and Waterloo, and including the system from the City of Brantford to the Town of Galt with the franchises, assets and real and personal property thereof other than moneys on hand or bills and accounts receivable, conveyed and assured to it by vesting order or by good and sufficient conveyances in fee simple, free of all liens, charges, encumbrances and liabilities except the said three mortgages.

The transaction shall be closed on or before June 1st, 1914. The purchaser to be entitled to close at any time before that date.

It is understood that a contract is in existence between the Grand Valley Railway Company and the Western Counties Electric Company, Limited, but that no contract or arrangement of any kind has been entered into by the receiver with said company, and that a contract is in evidence between the Grand Valley Railway Company and the Hydro-Electric Commission of the Corporation of the Town of Galt, the latter having been made since the appointment of the receiver, for the supply of electric power, and that during his term as such receiver power under said contracts has been supplied by the Western Counties Electric Company, Limited, and the said Town of Galt for operating said railway, and the Corporation of the City of Brantford upon said understanding undertakes to indemnify the said E. B. Stockdale as receiver as aforesaid from any liability attaching to him personally on account of such power having been supplied during his possession of the said railway system, but without admitting that any liability attaches to him. It is agreed that if any proceedings shall be taken against the said E. B. Stockdale in respect of any liability under said contracts which shall be alleged against him, that the Corporation of the City of Brantford shall undertake the defence of such proceedings and shall indemnify the said E. B. Stockdale against the same and the costs thereof.

It is further understood that the judgment and proceedings in the action now pending shall not be regarded as an objection to the title.

In witness whereof the parties hereto have hereunto set their hands and seals.

Signed, sealed and delivered  
in the presence of

## SCHEDULE "C."

No. of By-law.	Nature of Work.	When passed.	Total cost.	Amount borne by city.	Amount borne by ratepayers.	Period of payment.	Rate of interest.
1261	To provide for the issue of debentures for public school purposes .....	Oct. 13, 1913	\$50,000	\$50,000	.....	30 years	5%
1270	To provide for borrowing upon debentures to pay for the construction of sanitary sewers .....	Dec. 22, 1913	32,882	.....	\$32,882	40 years	5%
1271	To provide for borrowing upon debentures to pay for the construction of storm sewers .....	Dec. 22 1913	44,512	23,334	21,178	20 years	5%
1272	To provide for the issue of debentures secured by local special rates for the construction of concrete sidewalks in the City of Brantford during the year 1913 .....	Dec. 22, 1913	19,537	.....	19,537	20 years	5%
1281	To provide for borrowing upon debentures to pay for the construction and erection of electric light standards, underground conduits and wires on certain streets .....	Feb. 23, 1914	37,500	8,143	29,357	20 years	5%

## CHAPTER 64.

## An Act respecting the Town of Cochrane

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the Town of Cochrane has, by its petition, represented that it has incurred a floating indebtedness amounting to twenty-two thousand five hundred dollars, made up as follows:—

Excess over Debentures on Sewers and Water Works . . . . .	\$21,124 22
Excess over Debentures on Roads and Sidewalks . . . . .	1,375 78
Total . . . . .	<u>\$22,500 00</u>

such indebtedness having been incurred by reason of the fact that moneys raised from the sale of the debentures for sewers and waterworks and roads and sidewalks were not sufficient to complete the said respective works and in consequence thereof the moneys that should have been used for current expenses were used in paying the balance of the debt incurred in connection with the completion of the said public works and undertakings, thus increasing to the amount above mentioned the floating debt of the municipality; and whereas the said Corporation, by its said petition, has further represented that to liquidate the said floating indebtedness forthwith, in addition to meeting the ordinary necessary annual expenses of the municipality, would be unduly oppressive to the ratepayers, and has prayed that authority be given to the said Corporation to borrow twenty-two thousand five hundred dollars to pay off the said floating debt, and the said Corporation has further represented that there is a considerable amount of taxes in arrear due to the said Corporation previous to the year 1914, and said arrears appear upon the Collectors' Rolls of the said Corporation, but there have been irregularities in that amongst other the said rolls for the various years were

not duly returned by the collectors and the said Corporation has prayed that the said Town be empowered to take all proceedings authorized by *The Assessment Act*, and amendments thereto, either by distress, action or suit at law, for sale of the lands or property upon which said arrears of taxes are unpaid, to collect and enforce payment of the said taxes; and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Floating  
debt consolidated at  
\$22,500.

1. The floating debt of the Town of Cochrane is consolidated at the sum of \$22,500, and the said Corporation may borrow, by a special issue of debentures, a sum not exceeding \$22,500 for the purpose of paying the said floating debt.

Term of  
debentures  
and rate of  
interest.

2. The said debentures shall be made payable in not more than twenty years from the date of issue thereof and shall bear interest at a rate not exceeding six per cent. per annum, payable half yearly, and may be issued either with or without coupons attached thereto for interest, and shall be payable at such place or places as the Corporation may deem expedient.

Equal  
annual instalments.

3. The said debentures shall be payable in equal annual instalments of principal and interest in such manner and in such amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to that payable for principal and interest during each of the other years of the period in which the said debt is to be discharged.

Special  
rates.

4. The said Corporation of the Town of Cochrane shall levy in each year during which the said debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalment of principal and interest falling due upon the said debentures.

Application  
of moneys  
borrowed.

5. The debentures and all moneys arising from the sale thereof shall be applied in payment of the said floating debt and for no other purpose.

Assent of  
electors not  
required.

6. It shall not be necessary to obtain the assent of the electors or ratepayers of the Town of Cochrane to the passing of any by-law which shall be passed under the authority

of this Act, or to observe the formalities in relation thereto prescribed by *The Municipal Act*, and amendments thereto.

7. No irregularity in the form of the said debentures, or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal, or be allowed as a defence to any action brought against the said Corporation for the recovery of the said debentures, or interest or any part thereof; and the purchaser, or holder, thereof shall not be bound to enquire as to the necessity of passing such by-law or issuing debentures, or as to the application of the proceeds thereof.

8. It shall be the duty of the Treasurer, for the time being, of the said Town, to keep, and it shall be the duty of each of the members, from time to time, of the said Municipal Council, to procure such Treasurer to keep, and see that he does keep, a proper book of account, setting forth a full and particular statement, so that the same shall, at all times, show the number of debentures which, from time to time, shall be issued under the powers conferred by the preceding sections, and the respective amounts, payment of which is thereby secured, and the times at which the said debentures shall respectively become due and payable, and the several amounts which shall, from time to time, be realized from the sale or negotiations of the said debentures, and the application which shall, from time to time, be made of the said amounts; and the said book of account and statement shall, at all times, and at all reasonable hours, be open to the inspection of any ratepayer of the said Town, and of any of the holders, from time to time, of the debentures which shall be issued under the powers hereby conferred or any of such debentures.

9. All assessment rolls of the Town of Cochrane heretofore finally revised and all collectors' rolls of the said Town, whether regularly returned or not, and all collectors' rolls heretofore made, are hereby validated and confirmed, notwithstanding any irregularity, fault or omission in the said assessment or collectors' rolls or collectors' returns or in any matter or thing done or omitted to be done in relation thereto, and notwithstanding anything contained in any Act, or Acts, to the contrary.

10. The said Corporation of the Town of Cochrane are hereby authorized and empowered to collect all arrears of taxes due to the said Corporation as such arrears appear upon the collectors' rolls of the said Corporation, and take

all proceedings authorized by *The Assessment Act*, and amendments thereto, whether by way of distress, action or suit at law or sale of lands or property, to collect and enforce payment of such taxes; notwithstanding any irregularity in the assessment or other proceedings for the imposition of any taxes in arrears or failure to comply with the requirements of *The Assessment Act* or Assessment Acts from time to time in force, or any Act, or Acts, amending the same in regard to the certifying or signing of the assessments or assessment rolls or collectors' rolls, or in the making of any affidavit or oath required in connection therewith, or in regard to the time for the return of any collectors' rolls for the said Town, or in the making of any such return, or in regard to the furnishing, authenticating or disposing of any list of land in arrears for taxes within the said Town, or furnishing, by the collector, of any account of the taxes remaining due on any and all collectors' rolls, or in regard to the mailing of notice to any person in respect of whose land any taxes appeared at any time to be in arrears, or in regard to any omission to levy the amount of any such taxes in arrear by distress and sale of goods, and notwithstanding any failure on the part of the said Town of Cochrane to give written notice to the owners or any other person, and notwithstanding the failure of the Treasurer of the municipality, or any person on his behalf, to make or cause to be made a search or searches and to give a notice or notices, and notwithstanding any other failures, omission or mistake of any kind whatsoever in or about any matters above mentioned.

## CHAPTER 65.

## An Act respecting the Town of Collingwood

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the Town of Collingwood have represented that The Imperial Steel and Wire Company, Limited, has been operating in the Town of Collingwood steadily night and day for a number of years, employing a great many workmen, many of them earning from four to five dollars per day, that the operation of the said company has been of signal benefit to the citizens of the Town of Collingwood, the output having increased from twelve to over forty tons of finished material per day, the value running to nearly a million dollars annually, the pay roll running full time amounting to over three hundred dollars per day, the value of the whole plant and machinery of the company being over two hundred thousand dollars and the directors of the company have determined to further expand their business and make provision for the erection of new mills, buildings, plant and equipment for the operation of a screw and bolt mill to be run in connection with its wire and nail business and to provide the additional capital it will be necessary for the company to make an issue of one hundred thousand dollars twenty-year gold bonds, fifty thousand dollars of which will be expended in new buildings, plant and machinery and fifty thousand dollars will be retained for additional working capital, that the said company has represented to the said municipal corporation that owing to the financial stringency which at present exists it would be of material assistance to the said company in floating its bond issue if the same were guaranteed by the said corporation, that by an agreement bearing date the twenty-sixth day of January, one thousand nine hundred and fourteen, made between the said Municipal Corporation of the Town of Collingwood, therein called the corporation of the first part, and the said The Imperial Steel and Wire Company, Limited, therein called the company of the second part, the said company agreed to erect and equip at a cost of not less than fifty thousand dollars a screw and bolt mill and operate the same in connection with its steel and wire works at the Town of

Collingwood, to employ not less than sixty hands per shift additional to what it is now employing and in engaging such hands to give preference to citizens of the Town of Collingwood, to instal Hydro-Electric power and operate its mills by such power purchased from the corporation system, to pay full taxation on an assessment of fifty thousand dollars and school taxes on an assessment of twenty thousand dollars additional. The said company further agreed in and by the said Indenture of Agreement to issue and float one hundred thousand dollars of gold bonds bearing interest at not more than five and one-half per centum per annum which bonds shall be secured by a mortgage to the Corporation of the Town of Collingwood on all the property of the said company including its present mills and the new mills, which mortgage shall be a first mortgage, that the said company would provide in the bonds for redemption in equalized payments or would establish a sinking fund for the redemption of the said bonds and pay annually commencing not later than three years from the date of the issue of the bonds into some trust company approved by the corporation or to the Ontario Railway and Municipal Board a sum which would be sufficient to pay off the bonds at maturity in twenty years, that in consideration of the said agreement on the part of the said company the said municipal corporation agreed to submit to its duly qualified electors a by-law enabling it as accommodation and as security for the company to guarantee the principal and interest of one hundred thousand dollars of the authorized bond issue of the said company payable in twenty years and bearing interest at not more than five and one-half per centum per annum, and that upon approval of such by-law by its duly qualified electors would execute and deliver such guarantee on demand as follows: on fifty thousand dollars of such bonds when the issue is legalized, on seventeen thousand dollars of such bonds when the order for the new plant is placed with the builders of the machinery, on seventeen thousand dollars of such bonds when the new plant is delivered and installed at Collingwood, and on sixteen thousand dollars of such bonds when the new plant is put in operation and to fix the assessment of the company for the period permitted by law at fifty thousand dollars for all taxes and twenty thousand dollars additional for school taxes, that on Tuesday, the twenty-fourth day of February, one thousand nine hundred and fourteen, the said municipal corporation submitted to its duly qualified electors a proposed by-law Number 824 of the said municipal corporation authorizing and empowering the said municipal corporation to enter into the said agreement with the said company as hereinbefore set out, such by-law having been duly published as by law required, and upon the taking of the votes of the said electors it was found that six hundred and ninety votes were cast

cast in favour of the proposed by-law and two hundred and sixty-three votes against the said proposed by-law, and upon the summing up of the said votes the said by-law was declared carried by the clerk of the said municipality, the number of voters entitled to vote on the said by-law being twelve hundred, that said proposed By-law Number 824 has not been read a third time and finally passed by the Municipal Council of the Town of Collingwood; that the said council have by their petition prayed that an Act may be passed to ratify, confirm and legalize the said agreement and by-law, and it is expedient to grant the prayer of the said petitioners;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1.—(1) The agreement entered into between the Municipal Corporation of the Town of Collingwood and The Imperial Steel and Wire Company, Limited, bearing date the twenty-sixth day of January, one thousand nine hundred and fourteen, as set forth in Schedule "A" to this Act and the proposed By-law Number 824 of the Municipal Corporation of the Town of Collingwood entitled "A by-law to authorize a certain agreement with The Imperial Steel and Wire Company, Limited," set forth as Schedule "B" to this Act are subject as hereinafter provided, confirmed and declared to be within the powers of and legal, valid and binding upon the said municipal corporation and the ratepayers thereof, notwithstanding any defect in substance or in form or in the said agreement or in the said by-law or in the proceedings for the taking of the vote upon the said by-law and agreement or in the manner of passing the same and the said municipal corporation is authorized and empowered to do all things provided for in said agreement and by-law.

Agreement  
between  
town and  
Imperial  
Steel &  
Wire Co.  
and By-law  
No. 824  
confirmed.

(2) It is hereby declared that the steel and wire works now carried on by The Imperial Steel and Wire Company, Limited, at the Town of Collingwood, and the screw and bolt mill which the said company agree in and by the said agreement to erect, equip and operate in connection with its said steel and wire works and each of them are hereby declared to be and shall be deemed to be iron works within the meaning of subsection 3 of section 278 of *The Municipal Act*.

(3) The council are hereby authorized by the affirmative vote of a majority of the members thereof present to pass the said proposed by-law as set forth in Schedule "B" hereto unless it be shown to the said council on or before the fif-

teenth day of April, 1914, by the certificate of the Judge of the County Court of the County of Simcoe that the said proposed by-law has not received the assent of a majority of the electors who voted on the same as required by subsection 3 of section 278 of *The Municipal Act*. Upon the council passing the said proposed by-law, the same and the said agreement set forth as Schedule "A" hereto shall be valid and binding upon the said corporation and the ratepayers thereof, and the validity thereof shall not be open to question in any court.

(4) Notwithstanding anything contained in the said by-law and agreement, the lands, property and business of the said company shall for school purposes and local improvements be liable to assessment and taxation to the same extent as they would have been if the said by-law and agreement had not been passed or entered into.

Power to  
guarantee  
bonds.

2. The said Municipal Corporation of the Town of Collingwood is hereby empowered to guarantee payment of the principal and interest of the bonds of The Imperial Steel and Wire Company, Limited, to the extent, in the manner and under the terms of the said agreement as set forth in Schedule "A" to this Act.

General  
powers and  
form of  
guarantee.

3. The said Municipal Corporation of the Town of Collingwood is authorized and empowered to do all things and acts necessary and proper for the full and effectual carrying out of the objects of the said agreement and by-law and the guarantee aforesaid shall be endorsed upon each of the said bonds and shall be signed by the mayor and clerk of the corporation under the corporate seal in the form following, that is to say:—

"Pursuant to the authority of an Act of the Legislature of the Province of Ontario being 4 Geo. V, Chapter . . . , and of the agreement and by-law therein mentioned, payment of the principal and interest of the within bond is hereby guaranteed by the Corporation of the Town of Collingwood, and the said corporation hereby undertakes and agrees with the holder of the said bond to hold the within mentioned mortgage securing the same and maintain same undischarged until the principal and interest of the said bond have been fully paid.

"As witness the seal of the said corporation and the hands of the Mayor and Clerk thereof this . . . . . day of . . . . . A.D. 1914.

".....

"Mayor.

".....

"Clerk."

(Seal.)

SCHEDULE

## SCHEDULE "A."

Agreement made this twenty-sixth day of January, one thousand nine hundred and fourteen,

between

the Municipal Corporation of the Town of Collingwood, herein-  
after called the "Corporation," of the First Part,

and

the Imperial Steel & Wire Company, Limited, hereinafter called  
the "Company," of the Second Part.

Whereas the Company have been operating in the Town of Collingwood steadily night and day for a number of years, employing a great many workmen, many of them earning from four to five dollars per day;

And whereas the operation of the said Company has been of signal benefit to the citizens of the town generally, the output having increased from twelve to over forty tons of finished material per day, the value running to nearly a million dollars annually; the pay roll, running full time, amounting to over three hundred dollars per day, the value of the whole plant and machinery of the Company being over two hundred thousand dollars, and after the new plant is erected over two hundred and fifty thousand dollars;

And whereas owing to the condition of the wire and nail business in Canada to-day, the time has come when the said Company is obliged either to expand or restrict its operations, and the Directors of the Company have determined to expand their business and make provision for the erection of new buildings, plant and equipment for the operation of a screw and bolt mill to be run in connection with its wire and nail business, and to provide the necessary capital it will be necessary for the Company to make an issue of one hundred thousand dollars first mortgage five and one-half per centum twenty-year gold bonds, fifty thousand dollars of which will be expended in new buildings, plant and machinery, and fifty thousand dollars will be retained for additional working capital;

And whereas it has been represented to the said Corporation that owing to the financial stringency at present existing it would be of material assistance to the said Company in floating its bond issue if the same were guaranteed by the said Corporation;

Now, therefore, the parties hereto agree to and with each other as follows:—

1. The Company agrees to erect and equip at a cost of not less than fifty thousand dollars a screw and bolt mill and operate the same in connection with their Steel and Wire Works at the Town of Collingwood.

2. The Company agrees to employ not less than sixty hands per shift additional to what it is now employing, and in engaging such hands preference will always be given to citizens of the Town of Collingwood.

3. The Company agrees to instal Hydro-Electric power and operate its mills by such power purchased from the Corporation system.

4. The Company agrees to pay full taxation on an assessment of fifty thousand dollars, and school taxes on an assessment of twenty thousand dollars additional.

5. The Company agrees to issue and float one hundred thousand dollars of gold bonds bearing interest at not more than five and one-half

half per centum per annum, which bonds shall be secured by a mortgage on all the property of the Company, including the present mills and the new mills, which mortgage shall be a first mortgage.

6. The Company agrees to provide in the bonds for redemption in equalized payments or to establish a Sinking Fund for the redemption of the said bonds and pay annually, commencing not later than three years from the date of the issue of the bonds, into some Trust Company approved by the Corporation or to the Ontario Railway and Municipal Board a sum which will be sufficient to pay off the bonds at maturity in twenty years.

7. The Company agrees to pay all expenses that may be incurred in taking the vote on the by-law hereinafter mentioned in the preparation of all necessary documents and in passing what legislation may be necessary to carry out this agreement and the by-law in connection therewith.

In consideration whereof the Corporation agrees:—

8. To submit at as early a date as possible to its duly qualified electors a by-law enabling it as accommodation and as security for the Company to guarantee the principal and interest of one hundred thousand dollars of the authorized bond issue of the Company, secured as hereinbefore mentioned, payable in twenty years and bearing interest at not more than five and one-half per centum per annum, and upon approval of such by-law by its duly qualified electors will execute and deliver such guarantee on demand as follows:—

On fifty thousand dollars of such bonds when the issue is legalized.

On seventeen thousand dollars of such bonds when the order for the new plant is placed with the builders of the machinery.

On seventeen thousand dollars of such bonds when the new plant is delivered and installed at Collingwood, and

On sixteen thousand dollars of such bonds when the new plant is put in operation.

9. The Corporation agrees to fix the assessment of the Company for the period permitted by law at fifty thousand dollars for all taxes, and at twenty thousand dollars additional for school taxes.

10. The Corporation agrees to institute and promote before the Provincial Legislature, but at the costs of the Company, as provided such legislation as may be necessary to legalize its action.

11. It is agreed that the mortgage hereinbefore referred to to be given as security for the redemption of the bonds shall be made to the said Municipal Corporation.

In witness whereof the Corporation and the Company have hereunto affixed their Corporate Seals.

THE CORPORATION OF THE TOWN OF COLLINGWOOD,

per D. C. BARR,  
*Mayor.*

J. H. DUNCAN,  
*Clerk.*

[Seal]

THE IMPERIAL STEEL & WIRE CO., LIMITED,

J. A. CURRIE,  
*President.*

DONALD MCKAY,  
*Secretary.*

[Seal]

SCHEDULE

## SCHEDULE "B."

## BY-LAW NO. 824 OF THE TOWN OF COLLINGWOOD.

A by-law to authorize a certain agreement with the Imperial Steel & Wire Company, Limited.

Whereas the Municipal Council of the Corporation of the Town of Collingwood is desirous of securing the erection, equipment and operation of a Screw and Bolt Mill in connection with the Imperial Steel & Wire Company's wire and nail mills upon the terms and conditions set forth in a certain agreement attached hereto as Schedule "A."

Therefore the Municipal Council of the Corporation of the Town of Collingwood enacts as follows:—

1. It shall and may be lawful for the said Corporation and it is hereby empowered to enter into the agreement incorporated into this by-law as Schedule "A" thereto, and the Mayor and Clerk of the said Corporation are hereby authorized to sign, seal with the Corporate Seal and execute and deliver the said agreement on behalf of the said Corporation.

2. This by-law shall come into force on the day of the final passing thereof.

3. That the votes of the electors of the said Municipality entitled to vote on this by-law shall be taken on Tuesday, the 24th day of February, one thousand nine hundred and fourteen, commencing at the hour of nine o'clock in the forenoon and closing at the hour of five o'clock in the afternoon of the same day at the following polling booths and by the Returning Officer and Deputy Returning Officers and Poll Clerks as follows:—

J. H. DUNCAN, Town Clerk,  
*Returning Officer.*

In polling sub-division No. 1, the Town Hall—William Andrews, Deputy Returning Officer; Thos. Bowie, Poll Clerk.

In polling sub-division No. 2, Joseph Viner's store, Hurontario Street—Dan. Hawman, Deputy Returning Officer; D. L. Peterman, Poll Clerk.

In polling sub-division No. 3, William Little's residence, lot forty-nine, East Hurontario Street—Geo. W. Corbman, Deputy Returning Officer; John Bawden, Poll Clerk.

In polling sub-division No. 4, W. J. Pomphrey's paint shop, lot sixteen, West Beech Street—Thos. Barrett, Deputy Returning Officer; Alf. Pomphrey, Poll Clerk.

In polling sub-division No. 5, Brown's shoe shop, lot 30, West Hurontario Street—Geo. Gibson, Deputy Returning Officer; Alex. McIntyre, Poll Clerk.

In polling sub-division No. 6, Thomas Gillson's residence, lot 42, West Pine Street—Harry Storey, Deputy Returning Officer; John Irwin, Poll Clerk.

4. That on Monday, the twenty-third day of February, 1914, at the hour of ten o'clock in the forenoon, the Mayor of the said Municipality will attend at the Town Clerk's office in the Town Hall for the purpose of appointing, in writing signed by himself, two persons to attend at the final summing up of the votes polled on the by-law, and also to appoint one person at each polling place on behalf of the persons interested in and desirous of promoting the passage of this by-law and a like number on behalf of the persons interested in and desirous of opposing the passing of this by-law.

5. That on Wednesday, the twenty-fifth day of February, 1914, at the hour of ten o'clock in the forenoon, at the Town Hall in the Town of Collingwood, the Clerk of the said Municipality will proceed to sum up the number of votes given for and against this by-law and then and there declare the result.

Given under the Corporate Seal of the said Municipality, as witnessed by the hand of its Mayor and Clerk this  
day of , 1914.

## CHAPTER 66.

An Act respecting the Town of Cornwall and  
McGill Chairs Limited.*Assented to 1st May, 1914.*

## Preamble

**W**HEREAS the Municipal Council of the Town of Cornwall has by petition represented that on or about the eighth day of November, A.D. 1913, the Corporation of the Town of Cornwall entered into an agreement with McGill Chairs, Limited, a body corporate having its head office at the said Town of Cornwall, under which agreement the said Town of Cornwall agreed to extend the time for payment of the sum of four thousand dollars (\$4,000.00) parcel of the principal money secured by a mortgage dated the third day of October, A.D. 1906, covering the land, buildings, machinery and equipment of the McGill Chair Company Limited, a body corporate, having its head office at the said Town of Cornwall, to which the said Town of Cornwall had advanced the sum of twenty thousand dollars (\$20,000.00) by way of a loan to assist in establishing an industry in the Town of Cornwall for the manufacture of chairs, which company went into liquidation and the assets of which including said land, buildings, machinery and equipment were sold by the liquidators thereof to the said McGill Chairs Limited, until the third day of October, A.D. 1926, without interest, upon the said McGill Chairs Limited undertaking to employ during the continuance of the said mortgage a minimum number of seventy employees for at least nine months in each year, of whom at least fifty-five should be males and live in the Town of Cornwall and upon the said McGill Chairs Limited further undertaking to pay out in wages annually the sum of thirty thousand dollars (\$30,000.00), of which not more than three thousand dollars (\$3,000.00) should be for office help, manager's salary and travellers' expenses and salary and further undertaking to do certain repairs and improvements upon the buildings aforesaid and further personally becoming liable for the payment of the succeeding instalments of principal under the said mortgage; that by by-law number thirty of the

the Town of Cornwall for the year 1913 the Mayor and Clerk of the said Town of Cornwall were authorized to execute said agreement under the corporate seal; that it was a term of the said by-law and of the said agreement that the same should not become operative until confirmed by an Act of the Legislature of the Province of Ontario; and whereas the said Corporation of the Town of Cornwall has by the said petition prayed that an Act may be passed to ratify and confirm the said by-law number thirty, for the year 1913 authorizing the execution of the said agreement and the said agreement dated the eighth day of November, A.D. 1913, copies of which said by-law and agreement are set forth in Schedules "A" and "B" to this Act; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law number thirty of the year 1913 of the Municipal Corporation of the Town of Cornwall as set forth in Schedule "A" to this Act and the agreement therein referred to between the said Corporation and McGill Chairs, Limited, set forth in Schedule "B" shall be legal, valid and binding upon the Municipal Corporation of the Town of Cornwall and the ratepayers thereof after the same have been submitted to and approved of by the electors as required by *The Municipal Act* in the case of a bonus by-law, notwithstanding any want of jurisdiction in the said municipality and notwithstanding any defect in substance or in form of the said by-law or agreement or in the manner of passing the said by-law.

By-law 30 of Town of Cornwall and Agreement with McGill Chairs Limited confirmed.  
Rev. Stat. c. 192.

### SCHEDULE "A."

#### BY-LAW NUMBER 30

#### OF THE TOWN OF CORNWALL FOR THE YEAR 1913.

Whereas the Corporation of the Town of Cornwall are the holders of a mortgage made by the McGill Chair Company, Limited, covering lots numbers twenty-two and twenty-three on the north side of Third Street in the Town of Cornwall, together with the buildings thereon erected and the fixed machinery and equipment therein contained;

And whereas the said McGill Chair Company, Limited, is now in liquidation under the provisions of the Dominion Winding Up Act;

And whereas four annual instalments of the sum of one thousand dollars (\$1,000.00) each are in arrear and unpaid under the said mortgage;

And whereas the liquidators of the McGill Chair Company, Limited, the Trusts and Guarantee Company, Limited, have sold

the said real estate, buildings, plant and equipment to the McGill Chairs, Limited, a body corporate, having its head office at the said Town of Cornwall;

And whereas the Corporation of the Town of Cornwall and the said McGill Chairs, Limited, have entered into an agreement in reference to the overdue instalments under the said mortgage and to various other matters and things connected with the said mortgage and the said McGill Chair Company, Limited, and the said property;

The Municipal Council of the Town of Cornwall hereby enacts:—

1. The Mayor and Clerk of the Corporation of the Town of Cornwall are hereby authorized to execute under the corporate seal, the agreement between the Corporation of the Town of Cornwall and the said McGill Chairs, Limited, dated the eighth day of November, A.D. 1913, covering all the matters and things in reference to the said McGill Chair Company, Limited, and the said mortgage as therein more fully set out.

2. This by-law and the agreement to be executed thereunder shall not become operative until the same are confirmed by an Act of the Legislature of the Province of Ontario in accordance with the terms of the said agreement.

Passed, signed and sealed in open Council this 8th day of December, A.D. 1913.

(Sgd.) WM. POLLOCK,  
*Mayor.*

(Seal.)

(Sgd.) J. G. HARKNESS,  
*Clerk.*

I, John Graham Harkness, Clerk of the Corporation of the Town of Cornwall, do hereby certify that the above and the annexed sheet of paper writing contains a true and correct copy of By-law Number 30 of the Town of Cornwall for the year 1913.

Witness my hand and the seal of the said Corporation this 19th day of February, A.D. 1914.

J. G. HARKNESS,  
*Town Clerk.*

(Seal.)

#### SCHEDULE "B."

Articles of agreement made and entered into this eighth day of November, A.D. 1913,

Between

The McGill Chairs, Limited, a body corporate, having its head office and chief place of business at the Town of Cornwall, in the County of Stormont, of the first part,

and

The Corporation of the Town of Cornwall, in the Province of Ontario, of the second part.

Whereas the parties of the first part are the purchasers from the liquidator of the McGill Chair Company, Limited, a body corporate having its head office and chief place of business at the said Town of Cornwall, of the fixed assets, machinery, plant, buildings and equipment situated in the said Town of Cornwall, of the said Company.

And

And whereas the parties of the second part are the holders of a mortgage made by the said McGill Chair Company, Limited, covering lots numbers twenty-two and twenty-three on the north side of Third Street in the said Town of Cornwall, together with the buildings thereon erected and the machinery and plant therein contained, for securing the sum of \$20,000.00 as provided in the said mortgage and for securing the performance of certain covenants and conditions contained in an agreement made between the promoters of the said McGill Chair Company, Limited, and the said McGill Chair Company, Limited, on the one hand, and the parties of the second part on the other hand;

And whereas four annual instalments of \$1,000.00 each are in arrear under the said mortgage and payment thereof have not been made either by the said McGill Chair Company, Limited, or by the liquidator thereof;

And whereas in consideration of the covenants and agreements hereinafter contained on the part of the parties of the first part, the parties of the second part have agreed to postpone payment of the said sum of \$4,000.00 until the third day of October, A.D. 1926;

Now this agreement witnesseth that the parties hereto covenant and agree each with the other, as follows:—

1. The parties of the first part hereby covenant and agree to forthwith pay to the parties of the second part the sum of \$1,000.00, being the instalment of principal due under the said mortgage on the third day of October, A.D. 1913, and also the further sum of \$600.00, being the accrued interest on the said past due instalments of \$4,000.00 from the day of their maturity down to the third day of October, A.D. 1913.

2. The parties of the first part hereby covenant and agree with the parties of the second part that they will during the year 1913 put a new roof upon the factory building situated on lot twenty-two on the north side of Third Street aforesaid, erect a new smoke stack thereon and otherwise put the said factory building in a good and sufficient state of repair.

3. The parties of the first part further covenant and agree with the parties of the second part that they will immediately instal any new machinery required in the said factory and will during the currency of this agreement and of the said mortgage keep all the machinery in the said factory up to the modern requirements in the chair-making trade.

4. The said parties of the first part further covenant and agree with the parties of the second part that they will each year during the currency of this agreement and of the said mortgage pay at least \$30,000.00 annually in wages, of which not more than \$3,000.00 will be for office help, manager's salary and travelling expenses and salary, and that they will during the same time employ not less than seventy hands for an average of not less than nine months in each year, of which number at least fifty-five shall be men.

5. The parties of the first part further covenant and agree with the parties of the second part that they will obtain in the name of the parties of the second part, but at the expense of the parties of the first part, such legislation of the Legislative Assembly of the Province of Ontario or such Order of the Ontario Railway and Municipal Board as counsel may advise is necessary to confirm and validate any by-law made by the parties of the second part authorizing the execution of these presents.

6. The parties of the second part covenant and agree with the parties of the first part that they will extend the time for payment of \$4,000.00, parcel of the principal money secured by the said mortgage until the third day of October, A.D. 1926, without interest.

7. The parties of the second part further covenant and agree with the parties of the first part that they will furnish water by meter from the mains of the water works system owned and operated by the parties of the second part at the lowest possible rate under such tariff as may be in force from time to time in the Town of Cornwall.

8. It is understood and agreed by and between the parties hereto and these presents are entered into upon the express condition that if the parties of the first part make default in the payment of the yearly instalments of principal of \$1,000.00 falling due from time to time under the said mortgage, or if the parties of the first part make default in the performance of any of the other covenants and conditions herein contained or contained in the said mortgage or in the agreement between the Town of Cornwall and the promoters of the McGill Chair Company, Limited, and the said McGill Chair Company, Limited, or under the by-laws bringing the same into effect the said sum of \$4,000.00 so past due under the said mortgage shall immediately become due and payable.

9. The parties of the first part covenant and agree that they will punctually and promptly pay the remaining instalments of principal due under the said mortgage.

10. It is understood and agreed by and between the parties hereto that these presents shall extend to and be binding upon the successors and assigns of the parties hereto.

In witness whereof the parties hereto have hereunto set the hands of their respective properly authorized officers and the respective seals of their corporations.

(Sgd.) MCGILL CHAIRS, LIMITED,

THOMAS MCGILL,  
*President.*

(Seal.)

R. D. LITTLE,  
*Sec'y-Treasurer.*

(Sgd.) THE CORPORATION OF THE TOWN OF CORNWALL.

WM. POLLOCK,  
*Mayor.*

(Seal.)

J. G. HARKNESS,  
*Clerk.*

## CHAPTER 67.

An Act confirming By-law No. 5 for the Year  
1913, of the Township of Crowland*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the Township of Crow-<sup>Preamble.</sup>land has by petition represented that on the 18th day of March, 1913, the Council of said Corporation passed the first and second readings of a by-law entitled "A By-law fixing the assessment of part of lots Numbers 25 and 26 in the seventh concession of the Township of Crowland," which said by-law is set out in Schedule "A" in this Act; that the said by-law was duly submitted to the ratepayers of the said Township, as required by *The Municipal Act*, with respect to bonuses to manufacturers, when 145 ratepayers voted for the by-law and there was no vote against the by-law; that on the 19th day of May, 1913, the Council of said Corporation caused the said by-law to be read a third time and finally passed the same; and whereas the said Corporation has by said petition prayed that an Act may be passed to confirm and validate the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law number 5 for the year 1913 of the Corpora-<sup>By-law</sup>tion of the Township of Crowland, set out in Schedule "A"<sup>No. 5</sup> hereto, is confirmed and declared legal, valid and binding<sup>of 1913</sup> upon the said Corporation and the ratepayers thereof, and<sup>confirmed.</sup> upon all parties affected thereby, notwithstanding any want of jurisdiction on the part of the said Council to pass said by-law, and notwithstanding any defect in substance or form of the said by-law, or in the manner of passing the same.

## SCHEDULE "A."

By-Law No. 5, A.D. 1913.

A By-law fixing the assessment of part of lots Numbers 25 and 26 in the 7th concession of the Township of Crowland.

Whereas Fred L. Blackinton, of the City of Evenston, in the State of Illinois, Manufacturer, as Trustee for certain persons who are about to form a company to start a manufactory in the Township of Crowland on the lands hereinafter mentioned if the said lands and property of the said company so to be formed are assessed at \$20,000 a year for a term of twenty years;

And whereas it is desirable and greatly in the interests of the Township to encourage the location in said Township of manufacturing industries;

Therefore the Municipal Corporation of the Township of Crowland enacts as follows:—

All and singular those certain parcels and tracts of land and premises situate, lying and being in the Township of Crowland, in the County of Welland, and Province of Ontario, containing thirty-four acres, more or less, and being composed of parts of lots twenty-five and twenty-six in the seventh concession of said Township, and described as follows, that is to say:—Commencing at the south-east corner of said lot twenty-five and at the north-east corner of the gore in said lot; thence north eight hundred and twenty-five feet; thence west eighteen hundred and eighty-eight feet to the lands of the Department of Railways and Canals; thence south-easterly along the eastern boundary of said lands eight hundred and forty-three feet, more or less, to the north limit of the gore of said lot twenty-six; thence east seventeen hundred and twenty-three feet to the place of beginning, together with all erections and buildings that may be put thereon in connection with the manufacturing purposes aforesaid of the said proposed company, and all plant, appliances, machinery, tools and other personal property used or placed on said property which may now be or which may hereafter become liable to taxation by law, shall be annually assessed for the term of twenty years after the final passing and confirmation of this by-law at the sum of twenty thousand dollars for all municipal purposes, except school taxes and local improvements; provided, however, that if any part of said lands should during said term be used for residential purposes only, such portion shall be liable to be assessed and taxed in the usual way, and no reduction shall be made in the amount of the fixed assessment on the balance of the property by reason of such residential-portion being assessed.

This by-law shall take effect from and after the final passing thereof.

The votes of the ratepayers of the said Township of Crowland shall be taken on this by-law at the hour of nine o'clock in the forenoon, continuing until five o'clock in the afternoon of Tuesday, the 15th day of April, 1913, by the following persons as Deputy Returning Officers and at the following places:—Polling Sub-division No. 1, H. L. Pratt, D.R.O., Township Hall; Polling Sub-division No. 2, Jerome Richards, D.R.O., S.S. No. 3; Polling Sub-division No. 3, Charles Young, D.R.O., Darby, S.S. No. 6.

That on the 11th day of April, 1913, the Reeve shall attend at the Council Chamber, in the Township Hall, in the said Township

of Bertie, at eleven o'clock in the forenoon, and appoint in writing, signed by him, two persons to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law, and a like number of persons on behalf of the persons interested in and desirous of opposing the passing of this by-law, and two persons to attend at the final summing up of the votes by the Clerk of the Municipality both on behalf of the persons interested in and desirous of promoting and opposing the passing of this by-law.

That the Clerk of the Municipality shall attend at the Township Hall, at eleven o'clock in the forenoon on Friday, the 18th day of April, 1913, to sum up the number of votes given for and against this by-law.

Read and passed a first and second time in Council this 18th day of March, A.D. 1913, and read in Council and finally passed this 19th day of May, A.D. 1913.

(Sgd.) H. L. PRATT,  
*Clerk.*

(Sgd.) W. W. BROOKFIELD,  
*Reeve.*

(Township Seal.)

## CHAPTER 68.

## An Act respecting the Town of Dunnville

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Municipal Corporation of the Town of Dunnville has by Petition represented that in the years 1910 and 1911 the said Town constructed a system of sewers as local improvements; that the construction of the said system of sewers was undertaken on the recommendation of the Local Board of Health and the plans and specifications therefor were duly approved of by the Provincial Board of Health; that a Court of Revision for the hearing of complaints has been held and a special assessment roll made and certified; that on the eleventh day of July, A.D. 1912, the Council passed By-law Number 6, A.D. 1912, set forth as Schedule "A" in *An Act respecting the Town of Dunnville*, 3 and 4 George V, 1913, Chapter 95, providing for borrowing \$36,000 upon debentures to pay for the construction of said system of sewers and imposing rates to pay the said debentures; that by the provisions of said Act 3 and 4 George V, Chapter 95, 1913, the said Corporation of the Town of Dunnville was authorized to pass a local improvement by-law providing for borrowing the sum of \$1,500 additional and issue debentures therefor to pay the balance of the system of sewers, making in all \$37,500, for which debentures should issue to pay for the construction of said system of sewers; and whereas the said Corporation has by its said Petition further represented that it has been ascertained that the proceeds of the sale of debentures for the said sum of \$37,500 is insufficient to pay for the construction of the system of said sewers and that there is a deficiency of \$9,500 to be provided for, and the said Corporation has by its petition prayed that the Council may be authorized to pass a by-law providing for borrowing the said sum of \$9,500 and issuing debentures therefor and assessing two-thirds of the amount of the loan as the owners' portion of the costs by an equal annual rate per foot frontage upon the lots specially assessed under the said By-law Number 6, A.D. 1912, without taking any of the proceedings required

quired by *The Local Improvement Act* or by any other Act and providing for payment of the remaining one-third of the loan as the Corporation's portion of the cost by a rate upon the whole rateable property of the Municipality; and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Municipal Council of the Corporation of the Town of Dunnville is hereby authorized to pass a local improvement by-law providing for borrowing the sum of \$9,500 and to issue debentures therefor to pay the balance of the system of sewers referred to and provided for in By-law Number 6, A.D. 1912, set forth in Schedule "A" to *An Act respecting the Town of Dunnville*, 3 and 4 George V, 1913, Chapter 95. The principal of such debentures shall be made payable in yearly sums during twenty years after the date of the issue thereof, of such respective amounts that the aggregate amount payable for principal and interest in each year shall be equal. For the purpose of paying the said debentures and the interest thereon a special equal annual rate per foot frontage shall be imposed by such by-law upon all the lots or lands specially assessed under said By-law Number 6, A.D. 1912, sufficient to provide two-thirds of the amount required annually to pay the said annual instalments of principal and of the annual interest, and a special general annual rate shall be imposed upon all the rateable property of the Municipality sufficient to provide the remaining one-third of the amount required annually to pay the said annual instalments of principal and of the annual interest. No petition or initiating proceedings or authority whatever other than the authority hereby conferred upon the said Council shall be required for the passing of such by-law and it shall not be necessary to comply with any of the provisions of *The Local Improvement Act*, or with the provisions relating to Local Improvements, contained in any Act in force at the time of the passing of such by-law, and the said special annual rate per foot frontage may be imposed upon the lots or lands specially assessed under said By-law Number 6, A.D. 1912, by a reference to the special assessment roll mentioned and referred to in the said by-law, and no further or other description of said lands shall be required, and it shall not be necessary that such by-law be submitted to or receive the assent of the electors.

2. Any by-law passed under the authority of Sub-section 1 of this Section and substantially complying with the provisions of

Authority  
to borrow  
\$9,500 by  
issue of  
debentures.

Confirma-  
tion of  
by-law.

visions thereof and the rates thereby imposed shall be valid and binding upon the said Corporation and the ratepayers thereof. Debentures issued under such by-law and substantially complying with the provisions thereof shall be valid in law and binding upon the Corporation of the Town of Dunnville, and the ratepayers thereof, and it shall not be necessary for the purchaser of any of such debentures to inquire into the proceedings relating to the passing of such by-law or the issue of such debentures.

## CHAPTER 69.

## An Act Respecting the City of Fort William.

*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the City of Fort William <sup>Preamble.</sup> has by Petition represented that By-laws numbered 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1390 and 1391 of the said City set out in Schedules 1 to 11, inclusive, respectively hereto, were each duly published as required by law, in a newspaper published at Fort William, more than three successive weeks prior to the date of voting thereon; that the said By-laws were each submitted to the electors of the said City entitled to vote thereon on Monday, the 5th day of January, 1914, when the following was the result of the polling in respect of such By-laws, namely:—

By-law Number 1381...1,081 votes in favor of, 670 against.  
 By-law Number 1382...1,127 votes in favor of, 282 against.  
 By-law Number 1383...1,385 votes in favor of, 339 against.  
 By-law Number 1384...1,486 votes in favor of, 282 against.  
 By-law Number 1385...1,393 votes in favor of, 351 against.  
 By-law Number 1386...1,316 votes in favor of, 440 against.  
 By-law Number 1387...1,397 votes in favor of, 406 against.  
 By-law Number 1388...1,057 votes in favor of, 679 against.  
 By-law Number 1389...1,196 votes in favor of, 474 against.  
 By-law Number 1390...1,540 votes in favor of, 300 against.  
 By-law Number 1391...1,248 votes in favor of, 540 against.

out of a total of 4,763 votes entitled to be cast in respect of each of said By-laws; that the said By-laws were each finally passed by the Council of the said City on the 13th day of January, 1914; and whereas the said Corporation has by petition further represented that By-law Number 1192 of the said City set out in Schedule 12 hereto was duly published as required by law in a newspaper published at Fort William for three successive weeks prior to the date of voting thereon; that the said By-law Number 1192 was submitted to the electors of the

said

said City entitled to vote thereon on Wednesday, the 10th day of July, 1912, when out of 3,335 votes entitled to be polled in respect thereof, 1,740 votes were polled in favor thereof and 224 against; that said By-law Number 1192 was finally passed by the Council of the said City on the 16th day of July, 1912; and that no application has been made to quash any of the said By-laws, nor is any action pending wherein the validity of any of the said By-laws is or may be called in question; and whereas the said Corporation has by petition further represented that the amount of the whole rateable property of the said City, according to the last revised assessment roll, is \$33,550,516.00, plus a sufficient further amount to produce \$30,000 in taxes each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation (of which \$5,274,529 is liable for school purposes only), and the existing debenture debt of the said City, exclusive of Local Improvement Debentures, amounts to \$4,622,788.27, made up as follows:—

Street Railway Debenture Debt .....	\$854,000 00
Waterworks Debenture Debt .....	1,220,812 00
Electric Light Debenture Debt .....	321,328 32
Telephone Debenture Debt .....	259,000 00
General Debenture Debt .....	1,670,779 85
School Debenture Debt .....	386,868 07

of which no part of the principal or interest is in arrear and for payment of which a sinking fund of \$654,089.31 has been provided; and whereas the said Corporation has by Petition prayed for Special Legislation in respect of the above and other matters hereinafter set forth: and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** That the following By-laws of the said City, namely:

By-law 1381  
confirmed.

(1) By-law Number 1381, intituled "A By-law to raise the sum of \$5,000 by way of Debentures for the purpose of erecting a Public Market Building," set out in Schedule 1, hereto.

By-law 1382  
confirmed.

(2) By-law Number 1382, intituled "A By-law to raise the sum of \$100,000 by way of Debentures for Public School purposes," set out in Schedule 2, hereto.

(3) By-law Number 1383, intituled "A By-law to raise<sup>By-law 1383 confirmed.</sup> the sum of \$115,500 by way of Debentures for the purpose of taking care of the cost of improvements and extension made and to be made to the Electric Light System of the City," set out in Schedule 3, hereto.

(4) By-law Number 1384, intituled "A By-law to raise<sup>By-law 1384 confirmed.</sup> the sum of \$37,000 by way of Debentures for the purpose of taking care of the cost of improvements and extensions to the Waterworks System, heretofore made," set out in Schedule 4, hereto.

(5) By-law Number 1385, intituled "A By-law to raise<sup>By-law 1385 confirmed.</sup> the sum of \$125,000 by way of Debentures for the purpose of further improving and extending the Telephone System of the City," set out in Schedule 5, hereto.

(6) By-law Number 1386, intituled "A By-law to raise<sup>By-law 1386 confirmed.</sup> the sum of \$30,000 by way of Debentures for the purpose of acquiring, establishing and equipping a Stone Quarry at or near Mount McKay and to construct and equip an extension of the Street Railway to such Quarry," set out in Schedule 6, hereto.

(7) By-law Number 1387, intituled "A By-law to raise<sup>By-law 1387 confirmed.</sup> the sum of \$20,000 by way of Debentures for the purpose of erecting and equipping a Fire Hall in Ward One," set out in Schedule 7, hereto.

(8) By-law Number 1388, intituled "A By-law to raise<sup>By-law 1388 confirmed.</sup> the sum of \$10,000 by way of Debentures for the purpose of establishing and equipping supervised playgrounds," set out in Schedule 8, hereto.

(9) By-law Number 1389, intituled "A By-law to raise<sup>By-law 1389 confirmed.</sup> the sum of \$77,000 by way of Debentures for the purpose of taking care of certain floating indebtedness and loss on sale of General Debentures" set out in Schedule 9, hereto.

(10) By-law Number 1390, intituled "A By-law to raise<sup>By-law 1390 confirmed.</sup> the sum of \$238,000 by way of Debentures for the purpose of further improving and extending the Street Railway System of the City," set out in Schedule 10, hereto.

(11) By-law Number 1391, intituled "A By-law to<sup>By-law 1391 confirmed.</sup> authorize the Corporation of the City of Fort William to guarantee the bonds of the McKellar General Hospital to the extent of \$45,000," set out in Schedule 11, hereto, are each hereby

hereby declared to be and to have always been, since the date of final passing thereof, legal, valid and existing By-laws of the said City, and the debentures which have been or may hereafter be issued thereunder shall, from the date of said issue, be valid and binding upon the said Corporation and the ratepayers thereof.

**By-law 1192  
confirmed.**

**2.**—(1) By-law Number 1192 of the said City, intituled "A By-law to raise the sum of \$253,000 by way of Debentures for the purpose of improving and extending the Waterworks System of the City," set out in Schedule 12, hereto, is hereby declared to be and to have always been since the 15th day of July, 1912, a legal, valid and existing By-law of the said Corporation.

**Assent of  
electors not  
required.**

(2) The Council of the said City may, without obtaining the assent of the electors entitled to vote thereon, pass a By-law amending By-law Number 1192 by increasing the rate of interest therein mentioned from four and one-half per centum per annum payable half-yearly to five per centum per annum, payable half-yearly, and by making all other amendments necessarily consequent by reason of such increase of interest.

**Short title.**

**3.** This Act may be cited as *The City of Fort William Act, 1914.*

## SCHEDULE 1.

## CITY OF FORT WILLIAM.

## BY-LAW No. 1381.

A By-law to raise the sum of \$5,000 by way of Debentures for the purpose of erecting a Public Market Building.

WHEREAS the Council is of opinion that a Public Market Building should be erected in the City at a cost of \$5,000, including the cost of submitting this By-law and printing and selling the Debentures to be issued hereunder:

AND WHEREAS the said sum of \$5,000 is the amount of the debt intended to be created hereby:

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised Assessment Roll, is \$30,522,147, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation.

AND WHEREAS the existing debenture debt of the said city, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt .....	\$854,000 00
Waterworks Debenture Debt .....	8,412 03
Electric Light Debenture Debt .....	231,328 32
Telephone Debenture Debt .....	259,000 00
General Debenture Debt .....	1,670,779 85
School Debenture Debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$5,000 bearing interest at five per centum (5 p.c.) per annum, payable half yearly.

AND WHEREAS it will require the sum of \$250.00 to be raised annually for a period of 20 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$186.07 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$436.07 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$436.07 to be raised annually for a period of 20 years by a special rate on the whole rateable property in the said city for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$5,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the Corporation to the extent of \$5,000, either in currency or sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 20 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 20 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$250 to pay the interest on the said debentures and also the further sum of \$186.07 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$436.07 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England, and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William" or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

#### THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct,  
A. McNAUGHTON,  
*Clerk.*

#### SCHEDULE 2.

#### CITY OF FORT WILLIAM.

#### By-LAW No. 1382.

A By-law to raise the sum of \$100,000 by way of Debentures for Public School purposes.

WHEREAS the Board of Education for the City of Fort William has requested this Council in writing to borrow \$100,000 by the issue and sale of debentures for the purpose of erecting new schools and additions,

AND WHEREAS the said sum of \$100,000 is the amount of the debt intended to be created hereby:

AND

AND WHEREAS a Separate School for Roman Catholics has been established in the said city:

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised Assessment Roll, liable to taxation for Public School Purposes is \$26,385,293.

AND WHEREAS the existing debenture debt of the said city, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt .....	\$854,000 00
Waterworks Debenture Debt .....	8,412 03
Electric Light Debenture Debt .....	231,328 32
Telephone Debenture Debt .....	259,000 00
General Debenture Debt .....	1,670,779 85
School Debenture Debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt it is expedient to issue debentures of the said Corporation to the amount of \$100,000, bearing interest at 5 per cent. per annum.

AND WHEREAS it will require the sum of \$5,000 to be raised annually for a period of 30 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$2,101.92 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$7,101.92 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$7,101.92 to be raised annually for a period of 30 years by a special rate on the whole rateable property in the said city for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. It shall and may be lawful for the said Corporation and it is hereby empowered to borrow the said sum of \$100,000 on the credit of the said Corporation for the purposes aforesaid, and to issue debentures of the Corporation to the amount of \$100,000 either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 30 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 30 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City of Fort William, aforesaid taxable for public school purposes in addition to all other rates, levies and assessments, the said sum of \$5,000 to pay the interest on the said debentures and also the further sum of \$2,101.92 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$7,101.92 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Bank of Montreal, New York City, and the Bank of Montreal, London, England.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William" or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct,

A. McNAUGHTON,  
*Clerk.*

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SCHEDULE 3.

CITY OF FORT WILLIAM.

By-LAW No. 1383.

A By-law to raise the sum of \$115,500 by way of Debentures for the purpose of taking care of the cost of improvements and extensions made and to be made to the Electric Light System of the City.

WHEREAS extensions and improvements to the Electric Light System have been made amounting to \$33,000, which is not provided for;

AND WHEREAS further extensions and improvements in the opinion of the Council are required to be made at a cost of \$50,000;

AND WHEREAS a 4,000 H.P. equipment in a 10 H.P. Station, double circuit, with a 6,000 H.P. transmission line NO. 0 Copper is required in the taking of extra electrical power in connection with the operation of the street railway and the electric light system at a cost of \$65,000, of which the Electric Light System should bear one-half;

AND WHEREAS it will require for the above purposes the sum of \$115,500 to be raised by the issue of debentures including the cost of submitting this By-law and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$115,500 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll, is \$30,522,147 plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway is bound to pay yearly in lieu of all municipal taxation.

AND WHEREAS the existing debenture debt of the said city, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt .....	\$854,000 00
Waterworks Debenture Debt .....	8,412 03
Electric Light Debenture Debt .....	231,328 32
Telephone Debenture Debt .....	259,000 00
General Debenture Debt .....	1,670,779 85
School Debenture Debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$115,500, bearing interest at five per centum (5 p.c.) per annum, payable half-yearly.

AND WHEREAS it will require the sum of \$5,775 to be raised annually for a period of 20 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$4,298.41 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$10,073.41 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$10,073.41 to be raised annually for a period of 20 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$115,500 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the Corporation to the extent of \$115,500, either in currency or sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 20 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 20 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$5,775 to pay the interest on the said debentures and also the further sum of \$4,298.41 as a sinking fund for the payment of the said debt at the maturity thereof making in all the sum of \$10,073.41 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England, and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William" or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct,  
A. McNAUGHTON,  
*Clerk.*

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#### SCHEDULE 4.

#### CITY OF FORT WILLIAM.

#### BY-LAW No. 1384.

A By-law to raise the sum of \$37,000 by way of Debentures for the purpose of taking care of the cost of improvements and extensions to the Waterworks System heretofore made.

WHEREAS certain extensions and improvements to the Waterworks System of the City were authorized under By-laws Numbered 1184 and 1192 of the said City.

AND WHEREAS it will require the further sum of \$37,000 to be raised by way of debentures in order to take care of the exact cost of such improvements and extensions including the cost of selling of waterworks debentures heretofore issued and sold, as well as the expense of submitting this by-law and printing and selling the debentures to be issued hereunder.

AND WHEREAS the said sum of \$37,000 is the amount of the debt intended to be created hereby.

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll is \$30,522,147, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation.

AND

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt.....	\$854,000 00
Waterworks Debenture Debt.....	8,412 03
Electric Light Debenture Debt.....	231,328 32
Telephone Debenture Debt.....	259,000 00
General Debenture Debt.....	1,670,779 85
School Debenture Debt.....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$37,000, bearing interest at five per centum (5 p. c.) per annum, payable half yearly.

AND WHEREAS it will require the sum of \$1,850 to be raised annually for a period of 30 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$777.71 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable making in all the sum of \$2,627.71 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$2,627.71 to be raised annually for a period of 30 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$37,000.00 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the Corporation to the extent of \$37,000.00 either in currency or Sterling money in sums of not less than \$100 Canadian currency or £20 Sterling, each payable within 30 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 30 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$1,850 to pay the interest on the said debentures and also the further sum of \$777.71 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$2,627.71 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

#### THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct.  
A. McNAUGHTON,  
*Clerk.*

#### SCHEDULE 5.

#### CITY OF FORT WILLIAM.

#### BY-LAW No. 1385.

A By-law to raise the sum of \$125,000 by way of Debentures for the purpose of further improving and extending the Telephone System of the City.

WHEREAS \$35,000 of the cost of extensions and improvements to the said Telephone System heretofore made remains unprovided for;

AND WHEREAS the Council is of opinion that further extensions and improvements should be made to the said system at a cost of \$90,000, including the cost of submitting this By-law and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$125,000 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll is \$30,522,147.00, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation.

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt.....	\$854,000 00
Waterworks Debenture Debt.....	8,412 03
Electric Light Debenture Debt.....	231,328 32
Telephone Debenture Debt.....	259,000 00
General Debenture Debt.....	1,670,779 85
School Debenture Debt.....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$125,000, bearing interest at five per centum (5 p.c.) per annum, payable half-yearly;

AND WHEREAS it will require the sum of \$6,250.00 to be raised annually for a period of 15 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$6,720.82 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable making in all the sum of \$12,970.82 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$12,970.82 to be raised annually for a period of 15 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$125,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the said Corporation to the extent of \$125,000 either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 15 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 15 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$6,250 to pay the interest on the said debentures and also the further sum of \$6,720.82 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$12,970.82 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William" or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
Mayor.

Per A. McNAUGHTON,  
Clerk.

Certified correct.

A. McNAUGHTON,  
Clerk.

SCHEDULE 6.

CITY OF FORT WILLIAM.

By-Law No. 1386.

A By-law to raise the sum of \$30,000 by way of Debentures for the purpose of acquiring, establishing and equipping a Stone Quarry at or near Mount McKay, and to construct and equip an extension of the Street Railway to such Quarry.

WHEREAS the Council of the City deem it expedient to acquire, establish and equip a Municipal Stone Quarry at or near Mount McKay on the Fort William Indian Mission Reserve and also to extend the Street Railway to such Quarry;

AND WHEREAS it will require Debentures to the amount of \$30,000.00 to be issued as hereinafter mentioned in order to raise the amount required for the purposes aforesaid, including the cost of submitting this By-law and of printing and selling the Debentures to be issued hereunder;

AND WHEREAS the said sum of \$30,000.00 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised Assessment Roll, is \$30,522,147 plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all Municipal taxation.

AND WHEREAS the existing Debenture Debt of the said City, exclusive of Local Improvement Debentures, amounts to \$3,410,388.27, made up as follows:—

Street Railway Debenture Debt.....	\$854,000.00
Waterworks Debenture Debt .....	8,412.03
Electric Light Debenture Debt .....	231,328.32
Telephone Debenture Debt .....	259,000.00
General Debenture Debt .....	1,670,779.85
School Debenture Debt .....	386,868.07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue Debentures of the said Corporation to the amount of \$30,000, bearing interest at five per centum per annum, payable half yearly.

AND

AND WHEREAS it will require the sum of \$1,500.00 to be raised annually for a period of 20 years (the currency of the Debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$1,116.47 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$2,616.47 to be raised annually as aforesaid, for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$2,616.47 to be raised annually for a period of 20 years, by a special rate on the whole rateable property in the said City for the payment of the said debt, and interest as aforesaid;

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William, may borrow the said sum of \$30,000 on the credit of the said Corporation for the purposes aforesaid, and may issue Debentures of the said Corporation to the extent of \$30,000 either in currency or sterling money, in sums of not less than \$100 Canadian Currency, or £20 Sterling, each payable within 20 years from the date of issuing such Debentures, and to bear interest at five per centum per annum, payable half yearly.

2. The said Debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof, and Sealed with the Corporate Seal.

3. During the said period of 20 years (the currency of the Debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property, in the said city, in addition to all other rates, levies and assessments, the said sum of \$1,500.00 to pay the interest on the said Debentures, and also the further sum of \$1,116.47 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$2,616.47 to be raised annually as aforesaid.

4. The said Debentures shall have attached thereto coupons for the payment of interest thereon and the said Debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of the Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every Debenture to be issued hereunder shall contain a provision in the following words: "This Debenture or any Interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy, in the Debenture Registry Book, of the said Corporation, at the said City of Fort William," or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,

*Mayor.*

Per A. McNAUGHTON,

*Clerk.*

Certified correct.

A. McNAUGHTON,

*Clerk.*

SCHEDULE

## SCHEDULE 7.

## CITY OF FORT WILLIAM

## By-Law No. 1387.

A By-law to raise the sum of \$20,000 by way of Debentures for the purpose of erecting and equipping a Fire Hall in Ward One.

WHEREAS the Council is of opinion that a Fire Hall should be erected and equipped in Ward One at a cost of \$20,000, including the cost of submitting this By-law and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$20,000 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll, is \$30,522,147.00, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation;

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:

Street Railway Debenture Debt .....	\$854,000.00
Waterworks Debenture Debt .....	8,412.03
Electric Light Debenture Debt .....	231,328.32
Telephone Debenture Debt .....	259,000.00
General Debenture Debt .....	1,670,779.85
School Debenture Debt .....	386,868.07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$20,000, bearing interest at five per centum (5 p.c.) per annum, payable half yearly;

AND WHEREAS it will require the sum of \$1,000.00 to be raised annually for a period of 20 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$744.31 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient, with the estimated interest on the investment thereof, to discharge the said debt when the same becomes due and payable, making in all the sum of \$1,744.31 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$1,744.31 to be raised annually for a period of 20 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid;

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$20,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the said Corporation to the extent of \$20,000, either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 20 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half yearly.

2. The said debentures shall bear date as of the day of issue thereof, and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 20 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$1,000 to pay the interest on the said debentures, and also the further sum of \$744.31 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$1,744.31 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon, and the said debentures, as to principal and interest, shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William," or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct.  
A. McNAUGHTON,  
*Clerk.*

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#### SCHEDULE 8.

#### CITY OF FORT WILLIAM.

#### BY-LAW No. 1388.

A By-law to raise the sum of \$10,000 by way of Debentures for the purpose of establishing and equipping supervised playgrounds.

WHEREAS the Council is of opinion that supervised playgrounds should be established and equipped in the City at a cost of \$10,000 including the cost of submitting this By-law and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$10,000 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assess-

ment

ment roll, is \$30,522,147.00, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation;

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:

Street railway debenture debt .....	\$854,000 00
Waterworks debenture debt .....	8,412 03
Electric light debenture debt.....	231,323 32
Telephone debenture debt .....	259,000 00
General debenture debt .....	1,670,779 85
School debenture debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$10,000, bearing interest at five per centum per annum, payable half-yearly;

AND WHEREAS it will require the sum of \$500.00 to be raised annually for a period of twenty years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, and the sum of \$372.15 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$872.15 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$872.15 to be raised annually for a period of twenty years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$10,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the said Corporation to the extent of \$10,000 either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within twenty years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of twenty years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$500, to pay the interest on the said debentures and also the further sum of \$372.15 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$872.15 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal

cipal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William," or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

Given under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk this 13th day of January, 1914.

# THE CORPORATION OF THE CITY OF FORT WILLIAM,

Per S. C. YOUNG,

*Mayor.*

Per A. McNAUGHTON,

*Clerk.*

Certified correct.

A. McNAUGHTON,  
*Clerk.*

## SCHEDULE 9.

### CITY OF FORT WILLIAM.

#### BY-LAW No. 1389.

A By-law to raise the sum of \$77,000 by way of Debentures for the purpose of taking care of certain floating indebtedness and loss on sale of General Debentures

WHEREAS the City received \$58,468.16 less than par on the sale of general debentures during the past year;

AND WHEREAS the following amounts have been expended for the purposes hereinafter mentioned and are unprovided for, namely:

Court House and Jail.....	\$3,973 84
Isolation Hospital .....	537 81
Swimming Pool .....	664 69
Neeling River Bridge .....	6,075 25
Improvements to the Central and West Fort	
Fire Halls .....	1,936 65
Ward Four Lanes .....	6,221 62

AND WHEREAS it will require the issue of debentures to the amount of \$77,000 as hereinafter mentioned in order to provide for the said amounts, including the cost of submitting this By-law, and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$77,000 is the amount of the debt intended to be created hereby;

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll, is \$30,522,147.00, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation;

AND

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:

Street railway debenture debt.....	\$854,000 00
Waterworks debenture debt .....	8,412 03
Electric light debenture debt.....	231,328 32
Telephone debenture debt .....	259,000 00
General debenture debt .....	1,670,779 85
School debenture debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$77,000, bearing interest at five per centum per annum, payable half-yearly.

AND WHEREAS it will require the sum of \$3,850.00 to be raised annually for a period of 20 years (the currency of the debentures to be issued under and by virtue of this by-law) to pay the interest on the said debt, and the sum of \$2,865.60 to be raised annually during the said period for the payment of the said debt intended to be created by this by-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$6,715.60 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$6,715.60 to be raised annually for a period of 20 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. The Corporation of the City of Fort William may borrow the said sum of \$77,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the said Corporation to the extent of \$77,000 either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling each payable within 20 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 20 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$3,850 to pay the interest on the said debentures and also the further sum of \$2,865.60 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$6,715.60 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William," or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct.

A. McNAUGHTON,  
*Clerk.*

SCHEDULE 10.

CITY OF FORT WILLIAM.

By-Law No. 1390.

A By-law to raise the sum of \$238,000 by way of Debentures for the purpose of further improving and extending the Street Railway System of the City.

WHEREAS in the opinion of the Council the following amounts should be provided for street railway purposes, namely:—

Incinerator spur, Athabasca street.....	\$6,346 97
Incinerator spur, Walsh street.....	5,597 94
Incinerator spur, Yonge street.....	5,444 94
Extension from Yonge Wye to Neebing avenue.....	30,384 20
Extension of double track from Sprague street along Brock street to Ford and thence along Ford to Frederica .....	11,943 49
Extension of double track, Edward to Yonge street on Frederica street .....	5,343 67
Removing old railway on Frederica street.....	214 50
Iron pole construction, Bethune to McTavish street on Simpson .....	2,905 32
Street railway from car barns, Walsh street, to corner of Sprague and Brock .....	6,138 80
500 K. W. motor generator set .....	13,000 00
Six double track P. A. Y. E. single end street cars.....	45,000 00
Unprovided cost of new car barn .....	10,000 00
Raising grade at Pacific avenue .....	7,291 53
Half cost of power house and equipment .....	29,500 00
Discount on debentures By-law 1193 .....	20,000 00
Discount on debentures By-law 1242 .....	14,000 00
Contingencies, engineering, etc. ....	25,700 00
Printing, advertising and By-law expense .....	699 52

AND WHEREAS it will require debentures to the amount of \$238,000 to be issued as hereinafter mentioned in order to take care of such expenditures including the cost of submitting this By-law and printing and selling the debentures to be issued hereunder;

AND WHEREAS the said sum of \$238,000 is the amount of the debt intended to be created hereby;

AND

AND WHEREAS the amount of the whole rateable property of the said City of Fort William, according to the last revised assessment roll, is \$30,522,147.00, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation;

AND WHEREAS the existing debenture debt of the said City, exclusive of local improvement debentures, amounts to \$3,410,388.27, made up as follows:

Street railway debenture debt.....	\$854,000 00
Waterworks debenture debt .....	8,412 03
Electric light debenture debt .....	231,328 32
Telephone debenture debt .....	259,000 00
General debenture debt .....	1,670,779 85
School debenture debt .....	386,868 07

of which no part of the principal or interest is in arrear and for the payment of which a sinking fund of \$654,089.31 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$238,000, bearing interest at five per centum per annum, payable half-yearly;

AND WHEREAS it will require the sum of \$11,900.00 to be raised annually for a period of 30 years (the currency of the debentures to be issued under and by virtue of this by-law) to pay the interest on the said debt, and the sum of \$5,002.58 to be raised annually during the said period for the payment of the said debt intended to be created by this by-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$16,902.58 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$16,902.58 to be raised annually for a period of 30 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:

1. The Corporation of the City of Fort William may borrow the said sum of \$238,000 on the credit of the said Corporation for the purposes aforesaid, and may issue debentures of the said Corporation to the extent of \$238,000 either in currency or in sterling money, in sums of not less than \$100, Canadian currency, or £20 Sterling, each payable within 30 years from the date of issuing such debentures, and to bear interest at five per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 30 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City, in addition to all other rates, levies and assessments, the said sum of \$11,900 to pay the interest on the said debentures and also the further sum of \$5,002.58 as a sinking fund for the payment of the said debt at the maturity thereof, making in all the sum of \$16,902.58 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Office of Bank of Montreal, Montreal, Canada; Toronto, Canada; London, England; and New York City, respectively.

5. Every debenture to be issued hereunder shall contain a provision in the following words: "This debenture or any interest therein shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William," or to like effect.

6. This by-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct.

A. McNAUGHTON,  
*Clerk.*

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SCHEDULE 11.

CITY OF FORT WILLIAM.

By-Law No. 1391.

A By-law to authorize the Corporation of the City of Fort William to guarantee the bonds of the McKellar General Hospital to the extent of \$45,000.00.

WHEREAS owing to the rapid growth of the City of Fort William, the large amount of railway and construction work and lumbering being done tributary thereto and the large amount of labor being employed in and adjacent to the said City, it is necessary that there should be ample hospital accommodation maintained at all times;

AND WHEREAS the Trustees of the McKellar General Hospital have requested the City to guarantee further bonds of the McKellar General Hospital to the amount of \$45,000.00 required for the erection of an addition and improvements to the hospital buildings and to take care of the loss on sale of previous bonds and the expense of submitting this by-law and of printing and selling the bonds to be guaranteed hereby;

AND WHEREAS the McKellar General Hospital has requested the Council to submit this by-law in order to furnish the said sum of \$45,000.00 for Hospital purposes as aforesaid;

AND WHEREAS by the provisions of sub-section 2 of Section 6 of "An Act Respecting The City of Fort William" passed in the eighth year of His late Majesty's reign, the said McKellar General

Hospital

Hospital is empowered from time to time to issue bonds for any amount required for hospital purposes, payable within such time and bearing interest at such rate as may be fixed by such hospital, secured by mortgages on the property of the said hospital;

AND WHEREAS the Council of the Corporation is by sub-section 4 of section 6 of the said Act empowered from time to time to aid the McKellar General Hospital, with the assent of the ratepayers, by guaranteeing the principal and interest of any bonds of the said hospital issued for hospital purposes.

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM, by and with the assent of the ratepayers of the said City, enacts as follows:—

1. It shall and may be lawful for the said Corporation and it is hereby empowered to guarantee the principal and interest of bonds of the said McKellar General Hospital to the extent of \$45,000.00 payable within twenty years from the day of issue thereof and bearing interest at five per centum per annum, payable half-yearly.

2. Such guarantee shall be given by the said Corporation endorsing on the date of the said hospital bonds when issued, the following "payment guaranteed by the Corporation of the City of Fort William" to which endorsement shall be attached the Corporate Seal of the said Corporation and the signatures of the Mayor and Clerk thereof for the time being.

3. This by-law shall come into force on the day of the final passing thereof.

GIVEN under the Corporate Seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 13th day of January, 1914.

THE CORPORATION OF THE CITY OF FORT WILLIAM,

Per S. C. YOUNG,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct.

A. McNAUGHTON,  
*Clerk.*

#### SCHEDULE 12.

CITY OF FORT WILLIAM.

By-Law No. 1192.

A By-law to raise the sum of \$253,000 by way of Debentures for the purpose of improving and extending the Waterworks System of the City.

WHEREAS the Council is of opinion that the Waterworks System of the City should be further improved and extended as follows:—

New 18 in. Pipe Line from Reservoir to River.....	\$55,000 00
Tunnel under Kaministiquia River .....	64,000 00
Tunnel under Mission and McKellar Rivers.....	64,000 00
Extension of Mains to Mission River and on Islands...	55,000 00
Contingencies .....	15,000 00
	<hr/>
	\$253,000 00
	AND

AND WHEREAS it will require the sum of \$253,000.00, including the cost of submitting this By-law and printing and selling of the debentures hereunder, to be raised therefor;

AND WHEREAS the said sum of \$253,000.00 is the amount of the debt intended to be created hereby, and whereas the amount of the whole rateable property of the said City of Fort William, according to the last revised Assessment Roll is \$15,720,820.50, plus a sufficient further amount to produce \$30,000 in taxes in each year, such said sum of \$30,000 being the fixed sum which the Canadian Pacific Railway Company is bound to pay yearly in lieu of all municipal taxation;

AND WHEREAS the existing debenture debt of the said City, exclusive of the local improvement debentures, amounts to \$3,195,100.81, made up as follows:—

Street Railway Debenture Debt .....	\$505,000 00
Waterworks Debenture Debt .....	877,432 57
Electric Light Debenture Debt .....	211,366 11
Telephone Debenture Debt .....	199,000 00
General Debenture Debt .....	1,130,369 55
School Debenture Debt .....	271,932 58

of which no part of the principal or interest is in arrear, for the payment of which a sinking fund of \$531,819.06 has been provided;

AND WHEREAS in order to provide for the said debt, it is expedient to issue debentures of the said Corporation to the amount of \$253,000 bearing interest at four and one-half (4½) per centum per annum.

AND WHEREAS it will require the sum of \$11,385.00 to be raised annually for a period of 30 years (the currency of the debentures to be issued under and by virtue of this By-law) to pay the interest on the said debt, the sum of \$5,317.87 to be raised annually during the said period for the payment of the said debt intended to be created by this By-law, such last mentioned sum being sufficient with the estimated interest on the investment thereof to discharge the said debt when the same becomes due and payable, making in all the sum of \$16,702.87 to be raised annually as aforesaid for the payment of the said debt and interest;

AND WHEREAS it will require the sum of \$16,702.87 to be raised annually for a period of 30 years by a special rate on the whole rateable property in the said City for the payment of the said debt and interest as aforesaid;

THEREFORE THE CORPORATION OF THE CITY OF FORT WILLIAM enacts as follows:—

1. It shall and may be lawful for the said Corporation and it is hereby empowered to borrow the said sum of \$253,000.00 on the credit of the said Corporation for the purposes aforesaid and to issue debentures of the said Corporation to the extent of \$253,000.00, either in currency, or in sterling money in sums of not less than \$100 Canadian currency, or £20 Sterling, each payable within 30 years from the date of issuing such debentures and to bear interest at four and one-half per centum per annum, payable half-yearly.

2. The said debentures shall bear date as of the day of issue thereof and shall be signed by the Mayor and Treasurer thereof and sealed with the Corporate Seal.

3. During the said period of 30 years (the currency of the debentures to be issued hereunder) there shall be raised and levied annually upon the whole rateable property in the said City,

in addition to all other rates, levies and assessments, the said sum of \$11,385.00 to pay the interest on the said debentures and also the further sum of \$5,317.87 as a sinking fund for the payment of the said debt at the maturity thereof making in all the sum of \$4,702.87 to be raised annually as aforesaid.

4. The said debentures shall have attached thereto coupons for the payment of interest thereon and the said debentures as to principal and interest shall be payable at the following places, namely: Office of the City Treasurer, Fort William, Canada; Bank of Montreal, Montreal, Canada; Bank of Montreal, Toronto, Canada; and the Bank of Montreal, London, England.

5. Every debenture to be issued hereunder shall contain a provision in the following words, "This debenture or any interest therein, shall not, after a certificate of ownership has been endorsed thereon by the Treasurer of this Municipal Corporation, be transferable, except by entry by the Treasurer or his Deputy in the Debenture Registry Book of the said Corporation, at the said City of Fort William," or to like effect.

6. This By-law shall come into force on the day of the final passing thereof.

7. That the votes of the electors of the said Municipality entitled to vote on this by-law shall be taken on Wednesday, the 10th day of July, 1912, commencing at the hour of nine o'clock in the forenoon and closing at the hour of five o'clock in the afternoon of the same day, as follows:—

#### WARD I.

Polling Division No. 1, at 514 McIntosh Street, with P. L. Gavin as Deputy Returning Officer, and A. Abdou as Poll Clerk.

Polling Division No. 2, at 612 McTavish Street, with Frank M. Ross as Deputy Returning Officer, and J. Tiboni as Poll Clerk.

Polling Division No. 3, at 600 Simpson Street, with Gilbert Hartley as Deputy Returning Officer, and Fred Hartley as Poll Clerk.

Polling Division No. 4, at 538 Simpson Street, with John Cooper as Deputy Returning Officer, and J. Cooper, Jr., as Poll Clerk.

Polling Division No. 5, at Drew Street School, with W. H. Morrell as Deputy Returning Officer and P. Gibbons as Poll Clerk.

#### WARD 2.

Polling Division No. 1, at LeBland's Store, corner of Bethune and Hardisty Streets, with John Murie as Deputy Returning Officer and J. Antrobus as Poll Clerk.

Polling Division No. 2, at the Avenue Hotel Sample Rooms, with J. Davis as Deputy Returning Officer, and A. D. Smith as Poll Clerk.

Polling Division No. 3, at the City Hall, with R. H. Neeland as Deputy Returning Officer and J. Thompson as Poll Clerk.

Polling Division No. 4, at Whitehead Bros.' Office, corner of Myles and May Streets, with C. McKenzie as Deputy Returning Officer, and J. Quinn as Poll Clerk.

Polling Division No. 5, at No. 212 N. Harold Street, with F. Moran as Deputy Returning Officer, and D. McKay as Poll Clerk.

Polling Division No. 6, at 1121 Victoria Avenue, with James Hall as Deputy Returning Officer, and James McLeod as Poll Clerk.

## WARD 3.

Polling Division No. 1, at Costello's Store, No. 586 Syndicate Avenue, with W. Houston as Deputy Returning Officer and R. Kirkup as Poll Clerk.

Polling Division No. 2, at George Coates' Shop, on Marks Street, with J. R. Wells as Deputy Returning Officer, and W. Pappin as Poll Clerk.

Polling Division No. 3, at Mrs. Gardner's Restaurant, with C. Mores as Deputy Returning Officer, and T. Lumby as Poll Clerk.

## WARD 4.

Polling Division No. 1, at the Coalette Co. Office, 521 Mary Street, with W. H. Bloomfield as Deputy Returning Officer, and J. Bloomfield as Poll Clerk.

Polling Division No. 2, at the Mount McKay Club, with Geo. Neal as Deputy Returning Officer, and R. Postans as Poll Clerk.

Polling Division No. 3, at Garritty & Ferguson's Office, corner of Frederica and Brown Streets, with G. W. Game as Deputy Returning Officer, and M. Ferguson as Poll Clerk.

Polling Division No. 4, at the Ruthenian Hall, 905 Superior Street, with T. Manion as Deputy Returning Officer, and I. Manion as Poll Clerk.

8. That on Saturday, the 6th day of July, 1912, at the hour of ten o'clock in the forenoon, the Mayor of Fort William will attend at the office of the City Clerk for the purpose of appointing, in writing, signed by himself, two persons to attend at the final summing up by the City Clerk of the votes polled on this By-law, and also of appointing one person at each polling place on behalf of the persons interested in and desirous of promoting the passing of this By-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this By-law.

9. That on Saturday, the 13th day of July, 1912, at the hour of ten o'clock in the forenoon, at the office of the Clerk of the City of Fort William, the Clerk of the said City will proceed to sum up the number of votes given for and against this by-law.

GIVEN under the corporate seal of the City of Fort William, as witnessed by the hands of its Mayor and Clerk, this 16th day of July, A.D. 1912.

THE CORPORATION OF THE CITY OF FORT WILLIAM.

Per GEO. A. GRAHAM,  
*Mayor.*

Per A. McNAUGHTON,  
*Clerk.*

Certified correct copy.

A. McNAUGHTON,  
*City Clerk.*

## CHAPTER 70.

## An Act respecting the City of Guelph

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Corporation of the City of Guelph has by petition represented that very heavy losses and expenses have been incurred by or caused to it by the excessive floods in the years 1912 and 1913 and that included in such losses are sums in the aggregate amounting to \$42,000 for which the city corporation is liable under the judgment of the Honourable Mr. Justice Middleton in three actions brought against the city corporation, namely, two actions by the Guelph Worsted Spinning Company, Limited, and one action by the Guelph Carpet Mills Company, Limited, and the said corporation has further represented that it is expedient for it in the interests of its ratepayers to provide the moneys required to pay the said losses and expenses being the sum of \$42,000, by borrowing the same by the issue of debentures, such debentures to be payable in fifteen years, and for that purpose that the council of the said city corporation should have authority to pass a by-law for the issue of such debentures without submitting the by-law to or receiving the assent of the electors of the Municipality of the City of Guelph; and whereas the said city corporation has prayed that an Act may be passed to authorize the issue of debentures as aforesaid; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to borrow \$42,000 to meet judgments and costs in certain actions.

**1.** The Municipal Council of the Corporation of the City of Guelph may borrow the said sum of \$42,000 and issue debentures therefor for the purpose of providing the money required to pay losses and expenses aforesaid and such debentures may be made payable at the expiration of fifteen years from the issue thereof and the interest thereon shall be at such rate and be payable as the municipal council may determine, and the said council may pass a by-law to provide for the borrowing of the said sum and the issue of debentures accordingly.

Application of Rev. Stat. c. 192.

**2.** The provisions of *The Municipal Act* so far as applicable shall apply to the said by-law except that it shall not be necessary to obtain the assent of the ratepayers or electors thereto and the said by-law and the debentures to be issued thereunder shall be legal, valid and binding in all respects upon the said city corporation and the ratepayers thereof.

CHAPTER

## CHAPTER 71.

## An Act to confirm By-law No. 387 of the County of Halton.

*Assented to 20th April, 1914.*

**W**HEREAS the Council of the Corporation of the County of Halton have by their petition represented that on the 3rd day of March, 1914, they passed their By-law Number 387, providing for borrowing on the credit of the said county the sum of \$20,000 upon debentures for the purpose of providing funds to complete the construction of the high level bridge over Sixteen-Mile Creek near the Town of Oakville and the paper mills bridge and dam near the Village of Georgetown; that the notice of the day appointed for the meeting of the said council specially called for the purpose of considering the said by-law was first published on the 29th day of January, 1914, and the meeting was called for and held on the 3rd day of March, 1914, within six weeks of the said first publication, and the said by-law was passed at such meeting; that save and except the sum of \$20,000, the said county council has not borrowed any sum or sums over and above what is required for its ordinary expenditure; that doubts have arisen respecting the validity of the said by-law and of the rates thereby imposed and the petitioners are unable to sell the debentures issued thereunder; that no objection to the validity of the said by-law has been made by any ratepayer of the said county and it is just and equitable that the said by-law and the debentures issued or to be issued thereunder should be legalized and confirmed; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law Number 387 passed by the Municipal Council of the Corporation of the County of Halton on the third day of March, 1914, set out in Schedule "A" hereto and the rates thereby imposed and to be levied thereunder are hereby confirmed and declared to be legal, valid and binding upon the

By-law 387  
confirmed.

Corporation

Corporation of the County of Halton and the ratepayers thereof.

Confirmation  
of debentures.

2. All debentures issued or to be issued under the authority of the said by-law and substantially complying with the provisions thereof shall be legal, valid and binding upon the said corporation and the ratepayers thereof and upon all parties concerned.

#### BY-LAW No. 387.

A by-law to authorize the issue of debentures of the County of Halton to the amount of \$20,000.00 for the purpose of providing funds to complete the high level bridge over the Sixteen Mile Creek, near the Town of Oakville, and the paper mills bridge and dam near the Village of Georgetown.

Whereas the County of Halton has constructed a high level bridge over the Sixteen Mile Creek where the allowance for road between the third and fourth concessions (south of Dundas Street) in the Township of Trafalgar, in the County of Halton, crosses same;

And whereas the County of Halton has also entered into contracts for the erection and completion of a bridge and dam near the Village of Glenwilliams, in the Township of Esquesing, in the County of Halton, on the River Credit, known as the "Paper Mills Bridge and Dam," and in addition to the monies already expended on said undertakings, a further sum of \$20,000.00 will be required to pay for work already done and to complete same respectively;

And whereas the County of Halton has already expended sums of money on the work and contracts hereinbefore mentioned and the sum of \$20,000.00 will be required to complete the same, and over and above the ordinary expenditure of the county;

And whereas in order thereto it will be necessary to issue debentures of the County of Halton for the sum of \$20,000 as hereinafter provided (which is the amount of the debt intended to be created by this by-law) the proceeds of the said debentures to be applied to the said purpose and no other;

And whereas it is desirable that the said debt shall be payable in fifteen annual instalments of such amounts that the aggregate amount payable each year for principal and interest in respect of this said debt shall be as nearly as possible equal to the amount so payable in each of the other years of the said period;

And whereas the total amount required by the Municipal Act to be raised annually during the terms of fifteen years by special rate for paying the said debt and interest is \$1,926.85 to be applied in payment of the principal and interest of the said debentures maturing in each year;

And whereas the amount of the whole rateable property of the County of Halton according to the last revised and equalized assessment roll thereof is \$13,082,037.74;

And whereas the total existing debt of the County of Halton for debentures or otherwise at this date is the sum of \$307,306.86, no part of which is in arrears;

Therefore the Municipal Council of the Corporation of the County of Halton enacts as follows:

1. The sum of \$20,000.00 shall be expended in payment for the erection and completion of the "High Level Bridge" near Oakville, and the "Paper Mills Bridge and Dam" near the Village of Glenwilliams, hereinbefore referred to, and in payment of work already done in respect of the bridges and erections aforesaid, and for the purpose of raising the said sum, debentures of the County of Halton to the amount of \$20,000.00 as aforesaid shall be issued.

2. Each of the debentures shall be signed by the Warden of the said County of Halton, and also by the Treasurer thereof, and the Clerk of the said County of Halton shall attach thereto the corporate seal of the municipality, and the debentures shall be issued within two years from the passing of this by-law and shall bear date the day of the issue.

3. The said debentures shall bear interest at the rate of five per cent. per annum, payable yearly, and shall have attached to them coupons for the payment of interest which coupons shall be signed by the Treasurer of the County of Halton aforesaid and shall be made payable on the same days as the debentures in each and every year thereafter during the currency of the debentures. The signatures to the coupons may be written, stamped, lithographed or engraved.

4. The principal of the debt shall be payable in fifteen annual instalments during the fifteen years from the time of their issue of such amounts that with the interest in respect of the debt payable annually the aggregate amount payable for principal and interest in each year shall be as nearly as possible the same. The debentures, both as to principal and interest, shall be payable at the office of the Metropolitan Bank in the Town of Milton.

5. During the currency of the said debentures there shall be raised annually by special rate on all rateable property in the County of Halton a sum sufficient to discharge the several instalments of principal and interest accruing due on the said debt as the same become respectively payable.

Passed this 3rd day of March, 1914.

(Sgd.) GEO. HYND,.  
*Warden.*

(Sgd.) WM. PANTON,  
*Clerk.*

## CHAPTER 72.

## An Act respecting the City of Hamilton

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Corporation of the City of Hamilton, has by petition prayed for special legislation in respect of the several matters hereinafter set forth; and whereas the said City Corporation has asked for authority to issue debentures for an amount not exceeding \$75,000 for the purchase of quarry lands in the Township of Barton, in the County of Wentworth, and the purchase of the necessary plant therefor; and authorizing the City Corporation to enter into an agreement with the "Hamilton Amateur Athletic Association" respecting the taxes upon what is commonly called the "Cricket Grounds," and confirming such agreement; and whereas it is expedient to grant the prayer of said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to  
issue debentures for  
\$75,000.

**1.**—(1) The Council of the Corporation of the City of Hamilton may with the assent of the electors qualified to vote on money by-laws, pass by-laws for acquiring land within the limits of the Township of Barton, in the County of Wentworth, to be used only as quarry lands and purposes incidental thereto and for selling or otherwise disposing of the same when no longer required, and for authorizing the issue of debentures for an amount not exceeding \$75,000 for the purchase of quarry lands and the purchase of the necessary plant to be used in connection therewith; and for such purpose to issue debentures of the said Corporation in sums of not less than \$100 each, the principal to be payable in twenty years at the furthest from the time or times when such debentures are issued, and to raise and levy annually by special rate on all the rateable property in the said municipality such sum or sums as may be necessary for payment of the said debts and interest. The debentures to be issued under by-laws passed under this section

may

may be dated the 1st day of April, 1914, and may bear interest computed from that date, payable yearly or half-yearly, and at such rates as the Council of the said Corporation may determine.

(2) The quarry lands hereby authorized to be purchased shall not exceed 200 acres in extent and shall be used or operated only for furnishing and supplying stone to the Corporation of the City of Hamilton. <sup>Limit of lands.</sup>

(3) The said lands shall not be disposed of at less than their fair market value as may be determined by the Judge of the County Court of the County of Wentworth. <sup>Conditions as to sale.</sup>

(4) During the period the lands so acquired by the City Corporation shall be held or used for quarry purposes as above mentioned, notwithstanding the provisions of *The Assessment Act*, such lands shall be liable to assessment and taxation, but the township within which said lands are situated shall not add to the assessment of the said lands a greater amount for or in respect of the value thereof, or of any buildings, machinery or plant upon the said lands, or for or in respect of the business assessment thereon, than will bring the total assessment in respect of said lands and property (including business assessment), up to the full sum of \$25,000, so long as the said lands shall be held or used by the City Corporation for the purposes above mentioned. <sup>Assessment.</sup>

2. The Council of the Corporation of the City of Hamilton may pass a by-law authorizing the City Corporation to enter into the Agreement dated the 30th day of December, 1913, between "The Hamilton Amateur Athletic Association" and set forth as Schedule "A" hereto, and upon the said by-law being duly passed by the said Council and upon the Agreement being properly executed by the parties thereto, such Agreement is hereby declared to be legal, valid and binding upon the parties thereto, and the said parties are authorized to do all acts necessary to carry out the provisions thereof. <sup>Authority to make agreement with the H. A. A. Association.</sup>

## SCHEDULE "A."

THIS AGREEMENT made in duplicate the 30th day of December, A.D. 1913.

BETWEEN THE HAMILTON AMATEUR ATHLETIC ASSOCIATION, hereinafter called the "Association," of the First Part; and

THE CORPORATION OF THE CITY OF HAMILTON, hereinafter called the "City Corporation," of the Second Part.

Whereas the Association is the owner of certain land in the City of Hamilton, in the County of Wentworth, being composed of parts of Park Lot Number Four, lying between Bold (formerly Robert) street and Hannah street (now Charlton avenue), in the said City of Hamilton, containing by admeasurement six acres and eighty-seven hundredths of an acre, more or less, save and except certain portions conveyed to Emma Muriel Henderson.

And whereas the Association was incorporated for the purposes following:—For the promotion of cricket and athletic and other sports and the purchase of real and personal property required therefor.

And whereas the said grounds have been used for the purpose of cricket and athletic and other sports since they were acquired by the said Association and no dividend has ever been paid on the capital stock of the Association.

And whereas the Association has requested the City of Hamilton for the purpose of encouraging the promotion of cricket and athletic and other sports, to remit all taxes on the said grounds for the years 1910, 1911 and 1912, and for succeeding years, save and except all taxes for school purposes, which have always been paid by the Association, local improvement rates; special rates and water rates.

And whereas the City Corporation has agreed to remit the taxes on the said lands other than the school taxes, local improvement rates, special rates and water rates upon and subject to the terms and conditions hereinafter mentioned.

Now this Indenture witnesseth that in consideration of the premises and covenants hereinafter entered into by the Association.

1. Provided the Association duly carries out the terms, covenants and conditions of this Agreement, the City Corporation hereby agrees to remit and does remit all unpaid taxes on the said lands for the years 1910, 1911 and 1912, save and except school rates (which have been paid), local improvement rates, special rates and water rates.

2. Provided the Association duly carried out the terms, covenants and conditions herein contained, the City Corporation further agrees, upon obtaining the legislation mentioned in paragraph seven hereof, to remit the future taxes on the said lands before mentioned, except school rates, local improvement rates, special rates and water rates, subject, however, to the provisions herein contained.

3. This indenture further witnesseth that the Association in consideration of the premises and the covenants herein entered into by the City Corporation doth hereby promise, covenant and agree with the City Corporation as follows:—

(a) That the Mayor of the City of Hamilton, shall, *ex-officio*, be a member of the Board of Directors, or Managers, of the Association, upon the City obtaining legislation to that effect.

(b)

(b) That no dividends of any kind shall be paid or given to the shareholders in the said Association, while this Agreement remains in force.

(c) That no salaries or remuneration shall be paid or given to any of the directors.

(d) All receipts, revenue and profits of the Association shall be used for the purposes for which the Association was incorporated, and the excess revenue not required for the aforesaid purposes shall be invested by the Association in the lease, or purchase, or fitting up of other grounds in the City of Hamilton, or adjacent thereto, for the purposes for which the Association was incorporated.

(e) All property owned and controlled by the Association shall be used only for the purposes aforesaid.

(f) The Auditors of the City Corporation shall be entitled to examine all books of the Association.

(g) In the event of any lands being sold, the proceeds shall be invested in the purchase of other lands in the City of Hamilton or adjacent thereto, for the purposes aforesaid.

(h) In the event of other lands being purchased by the Association, the covenants herein contained shall apply to such lands, and such lands shall be free from taxes to the same extent as provided by this Agreement.

4. It is hereby agreed that after the expiration of twenty-five years from the date hereof, the City Corporation may, upon giving the Association one year's prior notice, withdraw from this Agreement and put an end thereto.

5. It is hereby agreed that in case any default on the part of the Association of any of the covenants herein contained, the City Corporation shall be entitled to collect the amount of taxes remitted pursuant to this Agreement, and recover the amount thereof with interest in the same manner as other taxes are collected, and may, at its option, put an end to this Agreement.

6. The covenants herein contained shall bind the Association, its successors and assigns, and shall be covenants running with the land and this Agreement shall be registered at the expense of the Association.

7. This Agreement shall not take effect or be binding until the same has been duly confirmed by an Act of the Legislature of the Province of Ontario.

In witness whereof the Corporate Seal of the parties hereto respectively have been hereunto affixed by the hands of their proper officers.

Signed, Sealed and Delivered  
in the presence of

## CHAPTER 73.

## An Act respecting the Town of Lindsay

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Corporation of the Town of Lindsay has, by Petition, represented that the construction of the Local Improvement works provided for by By-laws Numbers 1326, 1327, 1330, 1331 and 1333 of the said Corporation, particulars of which are set forth in Schedule "A" hereto, was undertaken, and the said By-laws have been passed by the Council of the said Town, and the said works have been constructed and paid for out of the moneys advanced by way of temporary loans; and whereas doubts may arise as to the validity of some of the said By-laws when the debentures are offered for sale, and it is desirable that the said By-laws be confirmed; and whereas the said Corporation has by its petition further represented that under a certain agreement duly authorized by By-law number 1304, certain buildings were to be erected by William G. Cole and Abraham Burger, within the time limit mentioned in the said agreement, but, owing to the inability of the Town to furnish the whole amount of the loan prior to the expiration of the said time limit, the said buildings were not erected within the said time limit, and the Corporation is willing to extend and has extended the time for the erection of the said buildings, and it is expedient that the said time extension be authorized; and whereas the said Corporation has by its petition further represented that in a certain action brought against the said Town, judgment was obtained against the Town for damages for flooding caused by the insufficiency of the Town drain known as "Sussex Street Drain," by which judgment the Corporation was to pay certain damages and to enlarge the said drain to prevent further damage, and that damage by flooding was done to certain other properties along the course of the said Sussex Street drain, and further and greater damage would result if the said drain were not greatly enlarged, and that the said Corporation was threat-

ened

ened with several actions, if the Town did not immediately enlarge the said drain, and, that in order to prevent further damage and escape further liability in actions for damages by flooding, it was necessary to construct, and the Town did construct, upon the recommendation of the Town Engineer, a large tile drain which cost approximately \$20,000, which said drain is of a permanent character and of general benefit to the Town at large; and that in a certain other action judgment was recovered against the said Corporation for damages from flooding along the course of the Lindsay Street drain, and in order to prevent further damage and escape further liability it was necessary to enlarge a portion of the said drain which cost over \$2,000; that the Corporation in good faith undertook the construction of the said works, as the same were considered necessary and urgent, but did not follow the proper procedure in providing for such expenditures and has thereby incurred a floating indebtedness of \$22,000, that the existing debenture debt of the said Corporation is the sum of \$298,458.97, including local improvement debentures secured by special rates; that the total assessment of the said Town of Lindsay for the year 1913 is the sum of \$2,967,975.00; that to pay the said floating debt forthwith would be unduly oppressive to the ratepayers of the said Corporation; that the said Town desires to borrow by special issue of debentures a sum not exceeding \$22,000 to liquidate the said floating indebtedness; and whereas the said Corporation has by its petition prayed that an Act may be passed for the above mentioned purposes; and whereas it is expedient to grant the prayer of the said petition.

Therefore His Maesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

## PART I.

1.—(1) By-laws numbers 1326, 1327, 1330, 1331, and 1333, the particulars of which are set out in Schedule "A" hereto, are confirmed and declared to be legal, valid and binding upon the said Corporation and the ratepayers thereof.

By-laws  
Nos.  
1326 1327,  
1330, 1331,  
and 1333  
confirmed.

(2) The Corporation may pass a new or amending By-law or By-laws reducing the rate of interest payable under the said Debenture By-laws Nos. 1326, 1327, 1330,

1331 and 1333, or any of them, without otherwise affecting the validity of the said By-laws or the debentures to be issued thereunder; and inasmuch as the estimated lifetime of the works referred to in By-laws Numbers 1326 and 1327 is twenty-five years, the Council may likewise pass a By-law or By-laws amending said By-laws 1326 and 1327 by making the payment of the debentures extend over a period of twenty-five years instead of twenty years as set forth in the said By-laws.

Confirmation of rates.

2. The rates imposed by the said By-laws for the payment of the debts authorized by the said By-laws, and the interest thereon, are confirmed and declared to be legal, valid and binding upon the said Corporation and the rate-payers thereof and shall in no way affect the other rates to be levied in each year.

Power to extend time for erection of building.

3. The Corporation of the Town of Lindsay may extend the time for the erection of the buildings mentioned in the agreement authorized by said By-law number 1304, as may be deemed advisable.

Debentures to remain binding.

4. All debentures issued or to be issued or purporting to be issued under the said By-laws Numbers 1326, 1327, 1330, 1331 and 1333 are confirmed and declared to be legal, valid and binding upon the Corporation of the Town of Lindsay and the ratepayers thereof, notwithstanding any provisions of *The Municipal Act*, and it shall not be necessary for the purchasers of the said debentures, or any of them, to enquire into the validity of the procedure relating to the issue of the same.

## PART II.

Floating debt consolidated.

5. The said floating debt of the Corporation of the said Town of Lindsay is consolidated at the sum of \$22,000, and the Council of the said Corporation may, without submitting the same to the ratepayers qualified to vote on money By-laws, pass such By-law or By-laws as may from time to time be necessary to authorize the issue of debentures for such amount as may be necessary to raise the said sum of \$22,000 for payment of the said debt and for such purposes, or any of them, may issue any number of debentures payable in this Province or elsewhere in sums of not less than \$100, which may be payable at any time within twenty years from the respective dates thereof, with interest thereon in the meantime at a rate not exceeding five and one-half per cent. per annum payable yearly or

Power to issue debentures for certain purposes without assent of electors.

half

half yearly, as the By-law may direct, and for the purpose of redeeming such debentures and paying the interest thereunder the Council of the Corporation of the Town of Lindsay may in any by-law or by-laws to be passed authorizing any such loan or loans, or any part thereof, and the issue of debentures therefor, impose a rate per annum upon the rateable property in the said Municipality, over and above and in addition to all other rates to be levied in each year and without in any way affecting the levy of other rates, which shall be sufficient over and above the interest payable on such debentures, to form a sinking fund to pay off the said debentures at maturity, or, the said Council may, in the alternative by by-law provide that a portion of the said debentures shall be payable in each year for the period not exceeding twenty years from the date of the issue thereof, and so that the aggregate amount payable for principal and interest in any one year shall be equal as nearly as may be to the aggregate amount payable for principal and interest during each of the other nineteen years of the period.

Debentures  
when due,  
how pay-  
table.

6. The said debentures and all moneys arising therefrom shall be applied by the Corporation to the redemption of the said floating debt of \$22,000 and the cost of the Special Act, and for no other purpose whatsoever.

Application  
of proceeds  
of debentures.

7. It shall not be necessary to obtain the consent of the ratepayers of the said Corporation to the passing of any by-law or by-laws, which shall be passed under this Part, or to observe the formalities in relation thereto prescribed by *The Municipal Act*, or *The Local Improvement Act*, and any provisions of *The Municipal Act* or *The Local Improvement Act* which are or may be inconsistent with the provisions of this Part, shall not apply to the by-law or by-laws to be passed by the said Corporation under this Part.

Assent of  
electors not  
required.

8. No irregularity in the form of the said debentures or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal, or be allowed as a defence to any action brought against the said Corporation for the recovery of the said debentures or interest or any part thereof; and the purchaser or holder of said debentures shall not be bound to enquire as to the necessity of passing such by-law or issuing debentures, or as to the application of the proceeds thereof.

Irregularity  
in form not  
to invali-  
date.

9. Any by-law to be passed under this Part shall not be repealed until the debt created under such by-law and interest thereon is fully paid and satisfied.

By-law not  
to be re-  
pealed until  
debt satis-  
fied.

Indebtedness of town not discharged.

**10.** Nothing in this Part contained shall be held or taken to discharge the Corporation of the Town of Lindsay from any indebtedness or liability which may not be included in the indebtedness hereby consolidated.

## SCHEDULE "A."

No. of By-law.	Purpose of By-law.	Total cost of work.	Amount to be borne by town.	Amount to be borne by ratepayers.	Period of payment.	Rate of interest.
1326	For borrowing money to pay Town's share of certain paved roadways constructed as local improvements .....	\$46,453 04	\$29,394 39	\$17,058 65	20 years	5½%
1327	For borrowing money to pay property owners' share of said paved roadways .....	46,453 04	29,394 39	17,058 65	20 years	5½%
1330	For borrowing money to pay Town's share of certain granolithic walks constructed as local improvements....	8,078 33	5,142 85	2,935 48	10 years	5½%
1331	For borrowing money to pay property owners' share of said granolithic walks .....	8,078 33	5,142 85	2,935 48	10 years	5½%
1333	For borrowing money to pay property owners' share of certain sewers constructed as local improvements .....	2,014 51	189 86	1,824 65	20 years	5½%

## CHAPTER 74.

## An Act respecting the City of London

*Assented to 20th April, 1914.*

Preamble.

**W**HEREAS the Corporation of the City of London has by petition prayed for special legislation in respect of the several matters hereinafter set forth; and whereas to enable the said corporation more readily and profitably to dispose of the debentures, it is desirable that the by-laws specified in Schedule "A" should be confirmed, and it is also desirable that the by-laws specified in Schedules "B" and "C" should be confirmed; and whereas it is desirable that all assessment rolls, tax sales and deeds held and given prior to the thirty-first day of December, A.D. 1912, should be confirmed; and whereas it is desirable to authorize the Council of the said Corporation by by-law to provide for the payment over of the loan of \$25,000 referred to in By-law Number 4240, which is set out in Schedule "B" of *The City of London Act, 1913*, within two years from the passing of the said by-law; and whereas it is desirable that the name of The Water Commissioners for the City of London, who were incorporated by Chapter 102 of the Statutes of the Province of Ontario, passed in the thirty-sixth year of Her late Majesty's Reign, should be changed to "The Public Utilities Commission of the City of London;" and whereas the said Corporation has asked for authority to issue debentures to the amount of \$246,000 to cover the cost of certain works and improvements of an urgent and necessary character; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law  
specified in  
Schedule  
"A"  
Confirmed.

1. The by-laws of the Corporation of the City of London specified in Schedule "A" hereto, and all debentures issued or to be issued thereunder, and all assessments made or to be made for the payment thereof, are confirmed and declared to be legal, valid and binding.

Power to  
amend  
By-law  
4471.

2. The Council of the Corporation of the City of London may pass a by-law to amend, and may amend, By-law Number 4471 specified in said Schedule "A," by reducing the rate

rate of interest which the debentures to be issued thereunder shall bear, and by reducing the amount to be raised and levied annually, correspondingly, and all debentures to be issued thereunder, and all assessments to be made for the payment of the said debentures shall be legal, valid and binding.

3. The by-laws of the Corporation of the City of London set out in Schedule "B" hereto are confirmed and declared to be legal, valid and binding.

By-laws  
set out in  
Schedule  
"B" con-  
firmed.

4. The by-law of the Corporation of the City of London set out in Schedule "C" hereto is confirmed and declared to be legal, valid and binding, and the Water Commissioners for the City of London shall be invested with all the powers, rights and privileges which are by Chapter 102 of the Statutes of the Province of Ontario passed in the thirty-sixth year of Her late Majesty's Reign, or by any other Act, conferred upon, vested in or enjoyed by the said Commissioners, and be charged with all the duties which are thereby imposed upon them in the same manner and to the same extent as if By-law Number 4257 of the City of London, which was passed on the third day of February, A.D. 1913, had not been passed.

By-law  
set out in  
Schedule  
"C" con-  
firmed.

5.—(1) All sales of land in the City of London made prior to the thirty-first day of December, A.D. 1912, and which purport to be made by the Corporation of the said City for arrears of taxes in respect to land so sold, are hereby validated and confirmed, and all deeds of lands so sold, executed by the Mayor and Treasurer or other officers of the said City, purporting to convey the said lands so sold to the purchaser thereof, or his assigns, are hereby validated and confirmed, and shall have the effect of vesting the lands so sold and conveyed, or purported to be sold and conveyed, and the same are hereby vested in the purchaser, or his assigns, and his or their heirs and assigns in fee simple, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale or their assigns, and of all charges and encumbrances thereon, except taxes accrued since those for non-payment whereof the said lands were sold.

Tax sales  
confirmed.

(2) Nothing in this section shall affect pending litigation.

6. That notwithstanding the provisions of section six of By-law Number 4240, which is set out in Schedule "B" of *The City of London Act, 1913*, the Council of the Corporation

Power to  
pay over  
\$25,000 to  
Dennis  
Wire and  
Iron Works

poration of the City of London may pass a by-law to pay over, and may pay over, the loan or sum of \$25,000 mentioned in the said by-law to The Dennis Wire and Iron Works Company, Limited, provided that the said company do, within two years from the final passing of the said By-law Number 4240, execute and deliver to the Corporation of the City of London the mortgage referred to in section six of the said by-law.

Change of  
name of  
water com-  
missioners.

**7.** The name of the said The Water Commissioners for the City of London, (hereinafter called the Commissioners) is hereby changed to "The Public Utilities Commission of the City of London," but such change in name shall not, in any way, impair, alter or affect the rights, powers, immunities, duties or liabilities of the Commissioners, nor in any wise affect any suit or proceeding now pending or judgment existing either by, or in favor of, or against the Commissioners, which, notwithstanding such change in the name of the Commissioners, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Power to  
borrow  
\$20,000 for  
addition to  
Victoria  
Hospital.

**8.** The Corporation of the City of London may pass a by-law to borrow, and may borrow, the sum of \$20,000, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding five per cent. per annum as the Council of the said Corporation may determine, to pay for the completion of the additions to Victoria Hospital, and to provide for additions to the system of heating for the said hospital, in the said city.

\$50,000 for  
improve-  
ment to  
Court  
House.

**9.** The Corporation of the City of London may pass a by-law to borrow, and may borrow, a sum not exceeding \$50,000, and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding five per cent. per annum as the Council of the Corporation may determine, to pay the share of the cost of the improvements to the Court House in the said city payable by the said corporation.

\$148,000  
for sub-  
stations,  
electric  
light ex-  
tensions,  
etc.

**10.** The Corporation of the City of London may pass a by-law to borrow, and may borrow, a sum not exceeding \$148,000 for "The Public Utilities Commission of the City of London," and may issue debentures therefor for any period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding five per cent. per annum as the Council of the said Corporation may determine, to provide for additional buildings for sub-stations, sub-station equipment, electric light extensions, meters and other equipment.

**11.** The Corporation of the City of London may pass a <sup>\$28,000 for</sup> by-law to borrow, and may borrow, a sum not exceeding <sup>drain and</sup> \$28,000, for "The Public Utilities Commission of the City <sup>service</sup> of London," and may issue debentures therefor for any <sup>extension</sup> period not exceeding thirty years from the date of the issue thereof, and at such rate of interest not exceeding five per cent. per annum as the Council of the said Corporation may determine, to provide for main and service extensions of the <sup>of water-</sup> waterworks plant.

**12.** It shall not be necessary that any of the by-laws <sup>Assent of</sup> for the purposes mentioned in the next four preceding sec- <sup>electors</sup> tions shall be submitted to, or receive the assent of, the <sup>required.</sup> electors of the said city, but all the other provisions of *The Municipal Act*, which are applicable and which are not inconsistent with the provisions of this Act, shall apply to the said by-laws.

**13.** No irregularity in the form of any of the debentures <sup>Irregular-</sup> issued under the authority of this Act, or of any by-law <sup>ity in form</sup> authorizing the issue thereof, shall render the same invalid, <sup>not to in-</sup> or be allowed as a defence to any action against the Cor- <sup>validate.</sup> poration of the City of London for the recovery of the amount thereof, or interest thereon, or any part thereof.

**14.** The Corporation of the City of London may issue the <sup>Time for</sup> debentures for \$20,000 authorized by by-law numbered <sup>issue of</sup> 3782 of the City of London, passed on the eighth day of <sup>debentures</sup> January, A.D. 1912, at any time within two years from the <sup>under by-</sup> passing of this Act. <sup>law 3782.</sup>

**15.** This Act may be known and cited as *The City of* <sup>Short</sup> *London Act, 1914.* <sup>title.</sup>

## SCHEDULE "A."

List of By-laws providing for the issues of debentures of the Council of the City of London.

No. of By-law.	Date of passing of By-law.	Nature of work under By-law.	Amount of debt created.	Amount to be borne by City, ratepayers.	Amount by	Time.	Rate.
4527	Dec. 30th, 1913	Local improvement debentures to defray the cost of a certain cement sidewalk constructed in 1913	\$308 68	\$100 65	\$208 03	10 years	5%
4528	do	do	276 96	3 21	273 75	"	"
4529	do	do	141 85	.....	141 85	"	"
4530	do	do	213 72	.....	213 72	"	"
4531	do	do	352 23	3 92	348 31	"	"
4532	do	do	164 69	46 87	117 82	"	"
4533	do	do	174 79	15 61	159 18	"	"
4534	do	do	287 91	1 08	286 83	"	"
4535	do	do	183 62	.....	183 62	"	"
4536	do	do	56 21	.....	56 21	"	"
4537	do	do	235 16	10 70	224 46	"	"
4538	do	do	399 62	9 21	390 41	"	"
4539	do	do	248 84	.....	248 84	"	"
4540	do	do	645 75	32 94	612 81	"	"
4541	do	do	849 98	849 98	.....	"	"
4542	do	do	404 86	404 86	.....	"	"
4543	do	do	379 84	212 23	167 61	"	"
4544	do	do	321 24	158 29	162 95	"	"
4545	do	do	36 39	.....	36 39	"	"
4546	do	do	303 76	95 23	208 53	"	"
4547	do	do	190 06	49 56	140 50	"	"
4548	do	do	283 43	4 14	279 29	"	"
4549	do	do	435 36	81 29	354 07	"	"

4550	do	471 49	41 45	430 04	"
4551	do	297 75	54 14	243 61	"
4552	do	84 34	21 15	63 19	"
4553	do	84 34	7 54	76 80	"
4554	do	42 54	7 65	34 89	"
4555	do	472 00	111 58	360 42	"
4556	do	396 22	95 13	301 09	"
4557	do	528 73	118 92	409 81	"
4558	do	375 90	54 87	321 03	"
4559	do	237 38	1 72	235 66	"
4560	do	251 44	4 57	246 87	"
4561	do	188 52	12 51	176 01	"
4562	do	208 33	3 01	205 32	"
4563	do	329 66	31 55	298 11	"
4564	do	134 57	36 10	98 47	"
4565	do				"
Local improvement debentures to defray the cost of a certain cement curb and gutter constructed in 1913 .....					
4566	do	244 90	37 92	206 98	"
4567	do	245 16	33 49	211 67	"
4568	do	335 82	31 11	304 71	"
4569	do	630 52	265 21	365 31	"
4570	do	314 47	314 47	.....	"
4571	do	317 70	118 74	198 96	"
Local improvement debentures to defray the cost of a certain cement curbing constructed in 1913 .....					
4578	do	301 85	84 91	216 94	"
4572	do	302 03	59 43	242 60	"
Local improvement debentures to defray the cost of a certain cement curb and gutter constructed in 1913 .....					
4573	do	401 43	85 28	316 15	"
4574	do	198 64	21 84	176 80	"
4575	do	285 62	70 83	214 79	"
	do	205 14	87 69	117 45	"

## SCHEDULE "A."—Continued.

No. of By-law.	Date of passing of By-law.	Nature of work under By-law.	Amount of debt created.	Amount to be borne by City, ratepayers.	Amount by	Time.	Rate.
4576	Dec. 30th, 1913....	Local improvement debentures to defray the cost of a certain cement curb and gutter constructed in 1913 .....	\$275 26	\$45 99	\$229 27	10 years	5%
4577	do	do	501 31	66 29	435 02	"	"
4579	do	do	1,913 65	375 65	1,538 00	"	"
4581	do	Local improvement debentures to defray the cost of a certain tile sewer constructed in 1913 .....	1,129 94	469 93	660 01	"	"
4582	do	do	1,056 73	454 85	601 88	"	"
4583	do	do	1,534 99	316 93	1,218 06	"	"
4584	do	do	730 69	65 33	665 36	"	"
4585	do	do	535 63	218 13	317 50	"	"
4586	do	do	3,172 69	630 48	2,542 21	"	"
4587	do	do	1,833 89	491 98	1,341 91	"	"
4588	do	do	619 43	282 55	336 88	"	"
4589	do	do	803 75	303 75	.....	"	"
4590	do	do	716 41	195 43	520 98	"	"
4591	do	do	798 81	262 62	536 19	"	"
4592	do	do	489 18	283 82	205 36	"	"
4593	do	do	562 08	105 77	456 31	"	"
4594	do	do	1,275 25	306 11	969 14	"	"
4595	do	do	563 89	305 71	258 18	"	"
4596	do	do	346 47	119 68	226 79	"	"
4597	do	do	1,450 17	387 45	1,062 72	"	"
4598	do	do	1,309 32	270 18	1,039 14	"	"
4599	do	do	2,164 51	538 37	1,626 14	"	"
4600	do	do	3,024 09	554 21	2,469 88	"	"

4600	do	do	1,756 64	744 87	1,011 77	"	"	"
4601	do	do	589 85	86 29	503 56	"	"	"
4602	do	do	926 54	370 41	556 13	"	"	"
4603	do	do	4,112 89	1,006 19	3,106 70	"	"	"
4604	do	do	2,712 45	552 86	2,159 59	"	"	"
4605	do	do	584 53	136 34	448 19	"	"	"
4606	do	do	607 69	329 44	278 25	"	"	"
4607	do	do				"	"	"
		Local improvement debentures to defray the cost of a certain pavement constructed in 1913 .....	1,828 63	610 90	1,217 73	5	"	"
4608	do	do				3	"	"
4609	do	do	759 22	110 49	648 73	10	"	"
4610	do	do	578 43	.....	578 43	3	"	"
4611	do	do	1,713 43	37 81	1,675 62	"	"	"
4612	do	do	1,822 29	277 83	1,544 46	"	"	"
4613	do	do	1,504 19	200 82	1,303 37	"	"	"
4614	do	do	1,377 56	425 19	952 37	"	"	"
4615	do	do				10	"	"
4616	do	do	2,686 79	331 53	2,355 26	"	"	"
4617	do	do	10,247 43	2,572 20	7,675 23	"	"	"
		do (including curbing) ..	2,690 26	522 60	2,167 66	"	"	"
		do	4,579 48	937 61	3,641 87	"	"	"
		Local improvement debentures to defray the cost of a certain pavement constructed in 1913 .....	2,215 90	423 80	1,792 10	"	"	"
4618	do	do	2,495 42	2,963 42	2,532 00	"	"	"
4619	do	do	9,702 06	2,363 16	7,338 90	"	"	"
4620	do	do	6,064 37	1,803 54	4,260 83	"	"	"
4621	do	do				3	"	"
		Local improvement debentures to defray the cost of a certain gravel road and grading constructed in 1913 .....	763 22	77 06	686 16	3	"	"
4622	do	do				3	"	"
4623	do	do	\$222 23	\$78 47	\$143 76	3	"	5%
4624	do	do						

## SCHEDULE "A."—Continued.

No. of By-law.	Date of passing of By-law.	Nature of work under By-law.	Amount of debt created.	Amount to be borne by City.	Amount by ratepayers.	Time.	Rate.
4621	Dec. 30th, 1913.	Local improvement debentures to defray the cost of a certain gravel roadway with combined curb and gutter constructed in 1913....	3,010 89	191 11	2,819 78	5 years	5%
4625	do	Local improvement debentures to defray the cost of opening Lorne Avenue, done in 1913...	258 55	.....	258 55	10 "	"
4626	do	To consolidate the sums authorized to be borrowed by certain Local Improvement By-laws into one sum of \$4,839.52, and to borrow the same by the issue of debentures therefor ....	4,839 52	.....	.....	5 "	"
4627	do	To consolidate the sums authorized to be borrowed by certain Local Improvement By-laws into one sum of \$8,162.14, and to borrow the same by the issue of debentures therefor ...	8,162 14	.....	.....	3 "	"
4628	do	To consolidate the sums authorized to be borrowed by certain Local Improvement By-laws into one sum of \$97,398.86, and to borrow the same by the issue of debentures therefor ...	97,398 86	.....	.....	10 "	"
4629	do	To authorize the issue of \$26,704.43 debentures under the authority of Section 24 of "The City of London Act, 1906," and to impose rates for the payment thereof .....	26,704 43	.....	.....	10 "	"
4471	Nov. 17th, 1913	...To authorize the issue of \$700,000 debentures for the purpose of constructing and equipping The London and Port Stanley Railway as an electric road .....	700,000 00	.....	.....	40 "	"
4473	do	To authorize the issue of \$25,000 debentures for constructing and extending a permanent break-water in London West .....	25,000 00	.....	.....	30 "	"
4474	do	To authorize the issue of \$400,000 debentures for the construction of a storm sewer system.	400,000 00	.....	.....	30 "	"

## SCHEDULE "B."

## BY-LAW No. 4476.

To provide and direct that a Commission to be known as The London Railway Commission shall have the whole management and control of the construction, equipment, maintenance and operation of the London and Port Stanley Railway.

Whereas it is expedient to provide and direct that a Commission to be constituted under the provisions of sections 13 and 14 of *The City of London Act, 1913*, and to be known as "The London Railway Commission," shall have the whole management and control of the construction, equipment, maintenance and operation of the London and Port Stanley Railway.

Be it therefore enacted by the Municipal Council of the Corporation of the City of London as follows:—

1. That a Commission to be constituted under the provisions of sections 13 and 14 of *The City of London Act, 1913*, and to be known as "The London Railway Commission," shall have the whole management and control of the construction, equipment, maintenance and operation of the London and Port Stanley Railway.

Passed in open Council this 28th day of November, A.D. 1913.

C. M. R. GRAHAM,  
*Mayor.*

S. BAKER,

*Clerk.*

BY-LAW No. 4496, TO APPOINT FOUR MEMBERS OF THE LONDON RAILWAY COMMISSION.

Whereas the Council of the Corporation of the City of London has by By-law No. 4476, passed on the 29th day of November, A.D. 1913, provided and directed that a Commission to be constituted under the provisions of sections 13 and 14 of *The City of London Act, 1913*, and to be known as "The London Railway Commission," shall have the whole management and control of the construction, equipment, maintenance and operation of the London and Port Stanley Railway;

And whereas it is provided by section 14 of the said Act that at the first meeting of the Council of the Corporation after the passing of the said by-law, four Commissioners shall be appointed, two of them for the term from the date of the passing of the said by-law until the first meeting of the Council of the said Corporation in the second year after the passing of the said by-law, and the other two of them shall be appointed and shall continue in office for one year longer;

And whereas it is expedient and necessary to appoint four Commissioners as provided for by section 14 of the said Act;

Be it therefore enacted by the Municipal Council of the Corporation of the City of London as follows:—

1. That M. D. Fraser, of the City of London, in the County of Middlesex, Barrister, and William Spittal, of the same place, Banker, be and they are hereby appointed members of "The Lon-

don Railway Commission," and Commissioners, as provided for by the said sections of the said Act, for the term from the date of the passing of this by-law until the first meeting of the Council of the Corporation of the City of London in the second year after the passing of this by-law.

2. That the Honorable Adam Beck, of the City of London, in the County of Middlesex, Manufacturer, and Philip Pocock, of the same place, Manufacturer, be and they are hereby appointed members of "The London Railway Commission," and Commissioners, as provided for by the said sections of the said Act, for the term from the date of the passing of this by-law until the first meeting of the Council of the Corporation of the City of London, in the third year after the passing of this by-law.

Passed in open Council this first day of December, A.D. 1913.

C. M. R. GRAHAM,  
*Mayor.*

S. BAKER,  
*Clerk.*

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#### SCHEDULE "C."

##### BY-LAW No. 4647, RESPECTING THE LONDON WATERWORKS.

Whereas it is provided by section 24 of *The City of London Act, 1913*, that the Council of the Corporation of the City of London may, at any time, by by-law, declare that the powers, rights, privileges and duties of the Council with respect to the London Waterworks shall on and from a day to be named therein, be determined and come to an end, and thereupon the Water Commissioners for the City of London shall be vested with all the power, rights and privileges which are by *The London Waterworks Act, 1873*, and amending Acts, conferred upon, vested or enjoyed by them, and be charged with the duties which are thereby imposed upon them, provided that such by-law shall not come into operation or take effect unless and until the assent of the electors shall have been first obtained thereto as provided by *The Municipal Act*.

And whereas it is expedient to declare that the powers, rights, privileges and duties of the Council of the Corporation of the City of London with respect to the London Waterworks shall, on and from a day to be hereinafter named, be determined and come to an end;

Be it therefore enacted by the Municipal Council of the Corporation of the City of London as follows:—

1. The powers, rights, privileges and duties of the Council of the Corporation of the City of London with respect to the London Waterworks shall, on and from the second day of February next, be determined and come to an end.

Passed in open Council this nineteenth day of January, A.D. 1914.

C. M. R. GRAHAM,  
*Mayor.*

S. BAKER,  
*Clerk.*

(Seal.)

## CHAPTER 75.

## An Act respecting the Town of Midland.

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the Town of Midland Preamble.  
has by its petition represented that the said Town of Midland entered into an agreement with The Canada Iron Corporation Limited, dated the 13th day of May, A.D. 1907, which said agreement was duly confirmed by private Act of Parliament, 8 Edward VII, chap. 94, and the said agreement was amended in part by an agreement dated the 24th day of February, A.D. 1909, made between The Canada Iron Corporation, Limited, as successor of The Canada Iron Furnace Company, Limited, and the Corporation of the Town of Midland, which said amended agreement was confirmed by private Act of Parliament, 9 Edward VII, chap. 112, and the said The Canada Iron Corporation, Limited, having gone into liquidation and made default in the provisions and stipulations contained in the said agreement, the said Corporation of the Town of Midland desires power to enter into an agreement with the liquidators of the said corporation, or any person, firm or corporation continuing the business or acquiring the plant and property of the said The Canada Iron Corporation, Limited, in the Town of Midland, to grant such person, firm or corporation the benefit of the said agreements for the balance of the term thereof, notwithstanding any default under the said contracts; and whereas the said Corporation of the Town of Midland has by its petition further represented that it entered into a contract with Edward John Vanderboom under the authority of by-law No. 865 of the Corporation of the Town of Midland for granting certain lands, and a loan of the sum of \$60,000, and a fixed assessment on the lands to the said Edward John Vanderboom, which said by-law was submitted to the electors of the Town of Midland and carried by a vote of 569 for the by-law to 64 against the by-law, and it is desired to have the said by-law, agreement, and the debentures to be issued thereunder confirmed and validated; and whereas the said Corporation of the Town of Midland has by its petition further represented that it is necessary to close and convey to the said Edward John Vanderboom, or his assigns

assigns, that part of Seventh Street lying between Vindin and Ontario Streets for the purpose of forming part of the lands to be used in the erection of a malleable iron plant as provided for by the said by-law No. 865, and the said corporation desires power to close and lease, or sell the same under the authority of a by-law to be passed for that purpose by the Municipal Council of the said Town of Midland; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Authority  
to enter into  
agreement  
with liqui-  
dators of  
Canada  
Iron Cor-  
poration.

1. The Corporation of the Town of Midland, under the authority of a by-law to be passed by the Council of the said Town of Midland, may enter into an agreement with the liquidators of The Canada Iron Corporation, Limited, or any person, firm or corporation continuing the business or acquiring the plant and property of the said The Canada Iron Corporation, Limited, in the Town of Midland, as successor of the said The Canada Iron Corporation, Limited, or the liquidators thereof, to grant such person, firm or corporation the benefit and advantage of all agreements heretofore existing between the said The Canada Iron Corporation, Limited, or the Canada Iron Furnace Company, Limited, or either of such corporations, for the balance of the term as provided for by such agreements, and such agreement so entered into under the authority of a by-law of the Municipal Council of the Town of Midland shall be valid and binding on the said Corporation of the Town of Midland and the ratepayers thereof, notwithstanding any default, omission, neglect or delay under the original agreements or otherwise, and it shall not be necessary to submit such by-law to the electors of the Town of Midland for approval, and the same shall be valid and binding on the Corporation of the Town of Midland and the ratepayers thereof to the same extent as if the said The Canada Iron Corporation, Limited, or the Canada Iron Furnace Company, Limited, had continued in operation, and the liquidators or the successors thereof shall have the benefit and advantage of all provisions contained in such original agreement.

By-law  
865 and  
agreement  
confirmed.

2. By-law No. 865 of the Corporation of the Town of Midland as set out in Schedule "A" hereto and the debentures to be issued thereunder and the agreement authorized by the said by-law are hereby confirmed and declared to be legal, valid and binding upon the Corporation of the Town of Midland and the ratepayers thereof.

3. The Council of the Town of Midland may pass a by-law for the following purpose, namely, to close and convey to the said Edward John Vanderboom, or his successors, that part of Seventh Street lying between Vindin and Ontario Streets for the purpose of forming part of the lands to be used for the erection of a malleable iron plant, as provided for by the said by-law No. 865, and it shall not be necessary to submit the said by-law to the electors of the Town of Midland, or to take any other proceedings in connection therewith, except that the conveyance or lease thereof shall be authorized by a by-law of the said council.

Authority  
to close  
part of  
Seventh St.

4. The confirmation of the said By-law Number 865 of the Corporation of the Town of Midland set out in Schedule "A" hereto, and the agreement authorized by the said by-law, is hereby declared to be without prejudice to the right of the Corporation of the Town of Midland to raise any defence that may be open to it in any legal proceedings that may be pending, or that may hereafter be instituted under the said by-law, or agreement, or in any way connected therewith, but this section shall not apply to any debentures issued or to be issued under the said by-law.

Defences of  
corporation  
preserved.

## SCHEDULE "A."

### TOWN OF MIDLAND, BY-LAW No. 865.

A by-law to grant certain lands and a loan of \$60,000 to Edward John Vanderboom for the establishment of a malleable iron works in the Town of Midland, and to confirm an agreement with him.

Whereas Edward John Vanderboom, of the City of Milwaukee, in the State of Wisconsin, attorney, has in contemplation the establishment of a malleable iron works in the Town of Midland, in the County of Simcoe, and has applied to the Corporation of the Town of Midland for a grant of certain lands and a loan to assist him in the establishment and equipment of the said plant.

And whereas in the establishment of the said works, a large sum of money will be expended, and a considerable amount of labor employed in the Town of Midland, and the operation of the said works will give permanent employment to a large amount of labor, and it is expedient to encourage the said industry by the grant of the said lands and the said loan upon the terms hereinafter provided for, and as set out in the agreement, as shown in Schedule "B" to this by-law;

And whereas the amount of the debt intended to be created by this by-law for the purposes aforesaid is the sum of \$65,000, being \$5,000 for the purchase of land and \$60,000 for the said loan;

And

And whereas the whole rateable property of the said Town of Midland, according to the last revised assessment roll (being the assessment roll for the year 1913) is the sum of \$2,369,476;

And whereas the existing debenture debt of the said Town of Midland is the sum of \$398,422.32, of which no part, either for principal or interest, is in arrear.

And whereas it is proposed to raise the said sum of \$65,000 by the issue of debentures for that amount, which said debentures shall bear interest at the rate of five (5) per cent. per annum, and shall be payable one each in the twenty years from and after the passing of this by-law, the said yearly sum being of such an amount that the aggregate amount payable in each year for principal and interest in respect of the debt shall be as nearly as possible equal to the amount payable in each of the other nineteen years of the said period;

And whereas the amount required to be raised annually by special rate against all the rateable property of the said Town of Midland to pay the said debentures and interest is the sum of \$5,215.77, as shown in Schedule "A" to this by-law;

Therefore the Municipal Council of the Town of Midland enacts as follows:—

1. That it shall be lawful for the Corporation of the Town of Midland to purchase the following premises, namely:—In the Town of Midland, in the County of Simcoe, and Province of Ontario, and being composed of lots numbers five (5) to twenty (20), both inclusive, on the north side of Ontario Street, and lots numbers fifty-eight (58) to seventy-three (73) both inclusive, on the south side of Vindin Street, as shown on The Midland Land Company's plan registered in the registry office for the County of Simcoe as number 582, or some other suitable and convenient site of a similar area to be selected by the Municipal Council of the Town of Midland, which said lands shall be purchased by the corporation, at its own expense, and conveyed to the said Edward John Vanderboom upon the final completion and operation of the malleable iron works, as provided for in the agreement shown in Schedule "B" to this by-law, and contemporaneously with the giving of a first mortgage on the said plant to secure the sum of \$60,000 as provided for in the said agreement, as shown in the said schedule. The sum of \$5,000 of the sum of \$65,000 shall be used for the purchase of the said lands, which shall be a grant to the said Edward John Vanderboom, and the sum of \$60,000 shall be a loan, secured by a mortgage on the said lands, as provided for in the said agreement.

2. That for the purpose of raising the said sum of \$65,000, twenty debentures of the Corporation of the Town of Midland (amounting in all to the sum of \$65,000) shall be issued in the sum of \$5,215.77 each, and shall be issued on the 31st day of March, 1914, payable one each on the thirty-first day of March in each of the years 1915 to 1934 (inclusive) at the office of the treasurer of the Town of Midland without interest, interest on the said loan calculated at the rate of five (5) per cent. being already included in the amount of the said debentures, as shown in Schedule "A" to this by-law.

3. Upon the final passing of this by-law it shall be lawful for the Corporation of the Town of Midland to execute and deliver the agreement with the said Edward John Vanderboom, or his successors, as set out in full in Schedule "B" to this by-law, and the mayor and clerk of the said corporation are hereby authorized to affix the corporate seal to the said agreement and execute and deliver the same.

4. Upon the final passing of this by-law it shall be lawful for the mayor of the said municipality, and he is hereby authorized and instructed to sign and issue the said debentures hereby authorized to be issued, and to cause the same to be signed by the treasurer of the said municipality, and the clerk of the said municipality is hereby authorized and instructed to attach the seal of the said municipality to the said debentures.

5. That during the currency of the said debentures there shall be raised annually by special rate on all the rateable property of the Town of Midland the sum of \$5,215.77 for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt.

6. That by-law shall come into force and take effect immediately after the passing thereof.

7. By-law read a first and second time the 16th day of September, A.D. 1913, at a special meeting of the Municipal Council of the Town of Midland called for that purpose, at which eight members were present, and eight members voted in favor of the passing thereof, being more than three-quarters of the members of the said council.

(Sgd.) H. J. CRAIG,  
*Mayor.*

(Sgd.) F. R. WESTON,  
*Clerk.*

TOWN OF MIDLAND, BY-LAW No. 865, SCHEDULE "A."

Year.	Interest.	Principal.	Annual Payment.
1915 .....	\$3,250 00	\$1,965 77	\$5,215 77
1916 .....	3,151 71	2,064 06	5,215 77
1917 .....	3,048 51	2,167 26	5,215 77
1918 .....	2,940 05	2,275 62	5,215 77
1919 .....	2,826 37	2,389 40	5,215 77
1920 .....	2,706 89	2,508 88	5,215 77
1921 .....	2,581 45	2,634 32	5,215 77
1922 .....	2,449 74	2,766 03	5,215 77
1923 .....	2,311 44	2,904 33	5,215 77
1924 .....	2,166 22	3,049 55	5,215 77
1925 .....	2,013 74	3,202 03	5,215 77
1926 .....	1,853 64	3,362 13	5,215 77
1927 .....	1,685 53	3,530 24	5,215 77
1928 .....	1,509 02	3,706 75	5,215 77
1929 .....	1,323 68	3,892 09	5,215 77
1930 .....	1,129 08	4,086 69	5,215 77
1931 .....	924 75	4,291 02	5,215 77
1932 .....	710 19	4,505 58	5,215 77
1933 .....	484 92	4,730 85	5,215 77
1934 .....	248 37	4,967 40	5,215 77
	<hr/> \$39,315 40	<hr/> \$65,000 00	<hr/> \$104,315 40

Memorandum of agreement made in duplicate this day of September, A.D. 1913,

Between

the Corporation of the Town of Midland (hereinafter called the "Corporation") of the first part,

and

Edward John Vanderbroom, of the City of Milwaukee, in the State of Wisconsin, one of the United States of America, attorney (hereinafter called the "Contractor"), of the second part.

Whereas

Whereas the contractor has arranged for the formation of an incorporated company for the purpose of constructing a malleable iron plant at the Town of Midland, in the County of Simcoe, upon the lands hereinafter described, and has applied to the corporation to assist the said enterprise by the grant of certain lands, and a loan of the sum of \$60,000 upon the terms and conditions hereinafter set forth;

And whereas the corporation consider it desirable to encourage the establishment of the said industry in the Town of Midland and to grant the said lands and the said loan upon the terms and conditions hereinafter set forth;

Now therefore this agreement witnesseth that, in consideration of the premises, and of the mutual covenants, agreements and conditions hereinafter contained, the parties hereto do hereby covenant, promise and agree each with the other in manner following, that is to say:—

1. The contractor covenants and agrees with the corporation that he will immediately after the final execution of this agreement, and the authorization thereof by a proper and sufficient by-law of the Corporation of the Town of Midland, as hereinafter provided for, proceed with the erection of a modern, substantial and complete malleable iron plant on the lands hereinafter described in the Town of Midland, such plant to be complete and thoroughly equipped with all modern machinery and appurtenances necessary to carry on the said business, and the said building and premises shall be, as far as possible, fireproof. The building shall consist of a one-storey reinforced concrete building, upon proper and sufficient foundation, erected with steel trusses and patent fireproof roof, and shall be 80 ft. in width by 500 ft. in length, with a lean-to addition 20 ft. by 310 ft., the whole containing 46,200 square feet of floor space. The erection of the said building shall be commenced promptly on and after the final authorization and execution of this agreement, and shall be proceeded with promptly, and shall be finally completed and in operation on or before the first of July, 1914, and the contractor covenants and agrees with the corporation to expend in the construction of the said buildings, plant and premises the sum of at least \$100,000.

2. The corporation shall have the right from time to time by its officers, agent or inspector to go over and examine the said building, plant and premises, and inspect their business papers, contracts, vouchers receipts, and all documents relating to the construction of the said plant and the installation of the machinery in connection therewith and to examine the said papers and vouchers, and make a thorough inspection of whatever it may think proper, it being understood and agreed between the parties that the right to the said inspection and examination is for the purpose of verifying the expenditure on the said plant, building and premises, and satisfying the corporation as to the security for the loan hereby provided for.

3. The said plant shall be constructed on the following premises, namely:—In the Town of Midland, in the County of Simcoe, and Province of Ontario, and being composed of lots numbers five (5) to twenty (20), both inclusive, on the north side of Ontario Street, and lots numbers fifty-eight (58) to seventy-three (73), both inclusive, on the south side of Vindin Street, as shown on the Midland Land Company's plan registered in the registry office for the County of Simcoe as number 582, or some other suitable and convenient site of a similar area to be selected by the corporation, which said lands shall be purchased by the corporation at its own expense and conveyed to the contractor, or the said company, upon the final completion and operation of the plant as hereinafter

provided

provided for, and contemporaneously with the giving of a mortgage hereinafter provided for.

4. The corporation covenants and agrees with the contractor that it will loan to the said contractor the sum of \$60,000, which said sum shall be secured by a first mortgage on the said lands, and on the plant, premises and property of the contractor, or the said company, which said loan shall be repayable in twenty equal annual payments of \$4,814.55 each, which said sum is a sufficient sum to repay the said loan of \$60,000 with interest thereon at five (5) per cent., and the said payment shall be made one each year after the said loan shall have been made to the said contractor, the first of such payments to become due and be payable on the first day of July, 1915, and yearly thereafter. The mortgage to secure the said payments shall be a first charge and incumbrance on the said lands, and shall be prepared by the solicitor to the corporation, and shall contain such covenants, terms and conditions as the corporation in its discretion may think necessary, proper and sufficient to protect the interest of the said corporation. The said mortgage shall contain a provision that the contractor shall insure the buildings and plant on the said lands for a sufficient amount to protect the interest of the corporation from time to time, and shall assign the policies of insurance to the corporation, and the said policies shall be payable to the corporation as its interest may appear. The giving of the said mortgage to the satisfaction of the corporation shall be a condition precedent to the delivery of a conveyance of the said lands to the contractor, or the final payment being made as hereinafter provided for.

5. The said loan of \$60,000 shall be payable to the contractor, or the said company, in three equal payments of \$20,000 each. The first of such payments to be made when one-third of the work has been completed and one-third of the sum of \$100,000 expended and paid in the construction and erection of the said building and plant. The second of such payments shall become due and be payable when two-thirds of the work in connection with the construction and erection of the said plant shall have been done and two-thirds of the said sum of \$100,000 paid and expended. The final payment of \$20,000 shall be made when the said plant shall have been finally completed, erected, constructed and equipped with all necessary machinery and appliances as herein provided for, and shall have in addition thereto been in successful operation for a period of at least thirty days. The corporation shall have the right by way of its officers, council or committee thereof to examine the said plant, premises, machinery and equipment, and all contracts, vouchers, accounts in connection therewith as hereinbefore provided for, for the purpose of satisfying itself that the sum of at least \$100,000 has been expended thereon as hereinbefore provided for. In case the corporation after inspection of the said building, plant and premises by the council, or any committee thereof, is not satisfied that this agreement has been carried out, and the proper expenditure made in connection therewith, and that all accounts in connection therewith are paid, and that there are no liens or encumbrances affecting the said plant or lands, then the council in such case shall have the right to appoint two valuers to examine the said plant, premises and property, and all vouchers and documents in connection therewith as hereinbefore provided for, and to report thereon to the council of the said corporation.

6. Upon the final completion of the said building, plant and premises and the successful operation thereof for thirty days, and the corporation being satisfied as to the contractor having carried out this agreement and expended the said sum in connection therewith, or upon receipt of a favorable report from the said valuers, the corporation shall convey and assure the said lands to the contractor, or the said company to be formed, by a good and sufficient deed thereof in fee simple free from all incumbrances except the mortgage to secure the said loan. The conveyance shall not be

delivered

delivered to the said contractor, or the said company, as the case may be, until he or it shall have executed a proper and sufficient mortgage to secure the repayment of the said loan, as hereinbefore provided for, and carried out the other terms and conditions of this agreement, and the said conveyance and the said mortgage shall be delivered and registered contemporaneously so that the said mortgage shall form a first mortgage, charge and lien on the said lands and premises, and upon such being done the final payment on the said loan shall be made by the corporation.

7. The contractor covenants and agrees with the corporation that the said plant will be operated in full for at least 280 working days in each year for the said period of twenty years, or until the said loan is paid in full and will employ at all times 150 men in connection with the work of the said plant.

8. The contractor covenants and agrees with the corporation that he will pay all labor employed by him, or the said company, in connection with the said plant twice monthly in cash in the Town of Midland, and that he will not engage in or be connected with any store or mercantile business in the Town of Midland.

9. The contractor further covenants and agrees with the corporation that all labor employed in connection with the said plant shall be, as far as possible, residents of the Town of Midland.

10. The contractor, or the said company, will operate all machinery in connection with the said plant by electric power wherever it is reasonably possible for them to do so, and will purchase all power used by the said plant from the Town of Midland or from the Water & Light Commission thereof. The rate to be paid for such power shall not exceed the rate charged other customers or consumers for power, having regard to the quantity of power used from time to time and the nature and extent of the services rendered.

11. The corporation covenants and agrees with the contractor that the corporation will, on or before the completion of the the said plant, extend the water and light services of the Town of Midland to the said premises hereinbefore described, and will supply the said contractor with water and light upon the most favorable terms prevailing, according to the nature and extent of the service, and the contractor covenants and agrees with the corporation to take such water and light as may be necessary for the said plant from the said corporation or the Water & Light Commission thereof

12. The corporation agrees for a period of ten years from and after the 31st of December, 1913, to exempt the said lands and plant from all municipal taxes, except school rates.

13. It is understood and agreed between the parties hereto that this agreement is made with the said contractor, but it is understood that it is his intention to form a company incorporated under the laws of the Province of Ontario or the Dominion of Canada to whom he will assign his rights and liabilities under this agreement, and it is further understood and agreed that all rights, powers, conditions and privileges to which the corporation are entitled under this agreement shall apply to and be binding upon the said company to be formed, and the said contractor shall execute and deliver to the corporation a proper and sufficient assignment to the said company to be formed, and the conveyance and mortgage hereinbefore referred to shall be made to and given by the said company, and the corporation shall have the right to make all inquiries and satisfy itself as to the right of the said company to be formed to take over the said lands and its power to give the said mortgage and assume the liabilities herein provided for.

14. It is understood and agreed between the parties hereto that this agreement and all the terms and conditions hereof are dependent on the by-law authorizing this agreement being approved of by the duly qualified ratepayers of the Town of Midland in accordance with the provisions of *The Municipal Act, 1913*.

15. This agreement and all the terms and conditions thereof shall enure to and be binding on the parties hereto, and their respective heirs, administrators, successors and assigns.

In witness whereof the corporate seal of the Town of Midland has been hereto affixed, and the mayor and the clerk thereof have hereunto set their hands, and the party of the second part has hereunto set his hand and seal.

Signed, sealed and delivered  
In the presence of

## CHAPTER 76.

## An Act respecting the Village of Mimico.

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Council of the Corporation of the Village of Mimico have by their petition represented that the Council of the County of York pursuant to the provisions of the Statute of Ontario, entitled *An Act for the Improvement of Public Highways* and at the request of the petitioners undertook the construction of a Dolarway pavement on the Lake Shore Road through the Village of Mimico from the easterly to the westerly boundary thereof, the cost of such pavement to the amount of seven thousand dollars per mile to be borne and paid by the Corporation of the County of York upon the condition that the balance of the cost over and above that sum should be borne and paid by the Corporation of the Village of Mimico; that a petition signed by a large number of the owners of the lands fronting or abutting upon the said road within the limits aforesaid was presented to the petitioners praying that the said pavement might be constructed and a portion of the cost thereof might be specially assessed upon the lands fronting or abutting thereon under the provisions of *The Local Improvement Act*; that the petitioners thereupon passed their By-law No. 35 set forth as Schedule "A" hereto declaring that it is desirable that the construction of the said pavement should be undertaken as a local improvement and that it would be inequitable to charge all of such cost over and above the said sum of \$7,000 per mile upon the lands fronting or abutting thereon and that the corporation should pay one-quarter of such cost; that the said pavement has been constructed part of the way through the said village, a distance of 5256 feet, at an estimated cost of \$16,536.80, but the construction of the remaining portion thereof has been deferred; that provision for immediate payment for the part constructed requires to be made; that doubts have arisen respecting the validity of the said proceedings taken by the petitioners and respecting the validity of their said by-law; that the construction of the

said

said pavement is of great benefit to the municipality at large and to the lands fronting or abutting thereon and that it is just and equitable that the cost of the said pavement should be borne and paid in the manner above set forth; and the petitioners have by their said petition prayed that their said proceedings may be confirmed; that the said corporation may be authorized to pay the cost of the said pavement over and above seven thousand dollars per mile as a local improvement constructed under the provisions of *The Local Improvement Act* and for that purpose to borrow money by the issue of debentures in the manner provided by the said Act; that their said By-law Number 35 may be confirmed; and whereas it is expedient to grant the prayer of the said petitioners;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The construction of the said Dolarway pavement on the Lake Shore Road in the Village of Mimico from the easterly boundary to the westerly boundary of the Municipality shall, for the purpose of enabling the corporation to pay to the County of York the cost thereof over and above seven thousand dollars per mile and for that purpose to borrow money by the issue of debentures be deemed to be a work undertaken by the Council of the Corporation of the Village of Mimico as a local improvement under the provisions and within the meaning of *The Local Improvement Act*. Construction of Dolarway pavement deemed a local improvement.

2. By-law Number 35 of the council of the said corporation intituled "By-law No. 35, respecting the paving of the Lake Shore Road between the East and West limits of the Village of Mimico" as set forth in Schedule "A" hereto, is hereby confirmed and declared to be valid and binding upon the Corporation of the Village of Mimico and upon the municipal council and the ratepayers of the said corporation and upon all lands fronting or abutting upon the Lake Shore Road in the said municipality. The said by-law is hereby declared to be a by-law for undertaking the said work under the provisions of section 9 of *The Local Improvement Act* and sufficient authority for undertaking the work and it shall be deemed not to have been necessary for the council before passing the said by-law to cause any notice of its intention to undertake the said work to be published. By-law No. 35 confirmed.

3. The provisions of *The Local Improvement Act* shall for the purposes hereinbefore declared apply to the said work, and the council may proceed under the provisions of Application of provisions of Rev. Stat. c. 193.

the said Act and from time to time pass by-laws thereunder, providing for borrowing by the issue of debentures the moneys required to pay the Corporation of the County of York the cost, or any part of the cost from time to time due to such corporation, together with a sum sufficient to pay the cost of obtaining this Act and issuing such debentures.

Confirmation  
of  
by-law.

4. Any by-law passed under the authority of this Act and substantially complying with the provisions thereof and the rates thereby imposed shall be legal, valid and binding upon the Corporation of the Village of Mimico and the ratepayers thereof, and upon the lands upon which any such rates are so imposed.

Confirmation  
of  
debentures.

5. All debentures issued or to be issued under any by-law passed under the provisions of this Act and substantially complying with the provisions of the by-law under which the same are issued shall be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to inquire into the validity of the by-law or by-laws under the authority of which the same are issued.

#### SCHEDULE "A."

##### BY-LAW No. 35.

Respecting the paving of the Lake Shore Road between the east and west limits of the Village of Mimico.

Whereas the County Council of the County of York, acting under *The Highway Improvement Acts*, has undertaken to pave the Lake Shore Road between the east and west limits of the Village of Mimico with a Dolarway pavement, upon condition that the Corporation of the Village of Mimico should pay the part of the cost thereof over and above the sum of seven thousand dollars per mile of the said road;

And whereas a largely-signed petition of the owners of property fronting and abutting upon the said road, has been received, praying that the said road may be paved upon the terms herein contained;

And whereas the council of the said village has determined that the said work (so far as relates to the part of the cost not assumed by the said county council) should be undertaken as a local improvement;

Therefore, the Council of the Corporation of the Village of Mimico, by a vote of two-thirds of all the members thereof, enacts as follows:—

1. The council hereby declares that it is desirable that the construction of a Dolarway Pavement on the Lake Shore Road, between the east and west limits of the Village of Mimico, should be undertaken as a local improvement, the Council of the County of York constructing the work and paying seven thousand dollars per mile of the cost thereof.

2. And the said council being of opinion that it would be inequitable to charge all the cost of the work over and above the contribution by the said county council on the land abutting directly thereon, hereby declares and provides that the corporation shall pay one-quarter of the said cost over and above the said contribution.

Passed August 16th, 1912.

(Sgd.) R. H. SKELTON,  
*Reeve.*

(Sgd.) ANDREW DODS,  
*Clerk.*

## CHAPTER 77.

An act to confirm By-law Number 339 of the  
[Town of North Bay.*Assented to 1st May, 1914.*

**Preamble** **W**HEREAS the Corporation of the Town of North Bay has by petition represented that on the 6th day of May, 1912, a vote of the ratepayers of the said Town of North Bay was taken on a by-law to provide for the raising of the sum of \$80,000 by way of a loan upon security of debentures of the Town of North Bay, in the District of Nipissing, and for expending the said moneys in blasting, excavating and removing rock from the said public highways in the said town, breaking and crushing said rock and spreading same on the public highways of the said town, and making and building roadways and highways within the limits of the said town; that the said by-law was carried by the said ratepayers by a majority of 159 votes; that the said by-law was afterwards, on the 21st day of May, 1912, finally passed by the municipal council of the said town; that the said by-law so passed by the said town provided that the debentures to be issued under the said by-law should extend over a period of thirty years; that according to the provisions of *The Consolidated Municipal Act of 1903*, section 384, subsection 4, which were in force at the time of the passing of the said by-law, the said council had no authority to issue debentures for the purposes mentioned in the said by-law for a longer period than twenty years; that the necessary notice attached to the end of the said by-law did not set out the conditions under which leaseholders in the said town would be entitled to vote on the said by-law; that the debentures issued under the said by-law for the said period of thirty years have been sold, but the purchasers have declined to pay over the purchase money for the said debentures until the errors in the said by-law have been rectified; and whereas the said corporation has by its petition prayed that the said By-law Number 339 and the rates thereby imposed, the debentures issued or to be issued thereunder, may be declared to be legal and valid

and

and that the said by-law be ratified and confirmed; whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. That By-law Number 339 of the Municipal Council of the Town of North Bay, to provide for the raising of the sum of \$80,000 by way of loan upon security of debentures of the said Town of North Bay, and for expending the said moneys in blasting, excavating and removing rock from the said public highways in the said town, breaking and crushing said rock and spreading same on the public highways of the said town and making and building roadways and highways within the limits of the said town, and the rates thereby imposed, is hereby confirmed and declared to be legal, valid and binding on the municipal corporation of the said Town of North Bay and the ratepayers thereof. By-law No. 339 confirmed.

2. All debentures issued or to be issued under the authority of the said By-law Number 339 and substantially complying with the provisions of the said by-law under which same are issued, shall be legal, valid and binding upon the said corporation and it shall not be necessary for the purchasers of any of the said debentures to inquire into the validity of the by-law under the authority of which same are issued. Confirmation of debentures.

## CHAPTER 78.

## An Act respecting a School Site for the Roman Catholic Separate School of North Bay

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS by reason of powers of expropriation vested in the Canadian Northern Ontario Railway Company the said company did acquire a school site in the Town of North Bay, the property of the Roman Catholic Separate School Board; and whereas such site was conveyed to said company by said Separate School Board in the belief that such Separate School Board had like power to acquire another school site in the Town of North Bay; and whereas the only suitable site for the purposes of the said Separate School Board in lieu of the site so acquired by the said company is all and singular those certain parcels or tracts of land situate, lying and being in the Town of North Bay, in the District of Nipissing, and being composed of lots 61, 62, 63, 64, 77, 78, 79 and 80 in Block "F" in the said town as numbered and laid out on plan of part of the said town prepared by J. L. Morris, O.L.S., and registered in the registry office for the District of Nipissing at North Bay on the 28th of September, 1887; and whereas all of the said lands, except the said lots 62 and 78, have been acquired and paid for;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Powers of  
R. C. Separ-  
ate School  
Board of  
North Bay  
to acquire  
a school  
site.

**1.** The said Roman Catholic Separate School Board of North Bay shall be and it is hereby empowered and authorized to acquire for its purposes the said lots numbered 62 and 78 in block "F" of the Town of North Bay as numbered and set out on a plan of part of the said Town of North Bay prepared by J. L. Morris, O.L.S., and registered in the registry office for the District of Nipissing at North Bay on the 28th day of September, 1887, and for such purposes the said Roman Catholic Separate School Board of North Bay shall have and it is hereby given all rights, powers and authority conferred by *The School Sites Act* upon a "board" within the meaning of the said Act.

Rev. Stat.  
c. 277.

## CHAPTER 79.

## An Act respecting the Town of Oakville.

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the Town of Oakville Preamble. has by its petition represented that in the years 1912 and 1913 the said town upon the recommendation of the local board of health constructed sanitary sewers as local improvements upon parts of certain streets mentioned in Schedule "A" hereto, and that the council has constructed as local improvements private drain connections from the said sewers on the streets mentioned in Schedule "B." hereto to the street line on both sides of the streets; that the said sewers and private drain connections were constructed under the provisions of By-law No. 417, passed on the 18th day of December, 1911, and confirmed by an Act respecting the Town of Oakville (2 George V, Chapter 111), which said by-law provides amongst other things that every lot fronting upon a sanitary sewer constructed as a local improvement shall be specially assessed at a uniform rate of 81.45 cents for each foot of the frontage of such lot, and that the said amount, unless commuted, shall be payable in thirty successive equal annual instalments of five cents each per foot frontage, being an amount sufficient to discharge the said sum of 81.45 cents with interest at the rate of  $4\frac{1}{2}$  per cent. per annum; that in order to pay for the construction of the said sanitary sewers and private drain connections it will be necessary to borrow the moneys required therefor by the issue of debentures; that special assessment rolls have been prepared in respect of the said sanitary sewers and of the said private drain connections and a Court of Revision for hearing complaints in respect of the same is now being held; that debentures of the said town bearing interest at the rate of  $4\frac{1}{2}$  per cent. per annum could not be sold except at a discount involving a substantial reduction in the amount required to be provided, and that it will be necessary in the interests of the corporation to issue debentures bearing interest at the rate of six per centum per annum to pay the cost of the said sanitary sewers and private drain connections and in order to do so it will be necessary to increase the amount to be levied against each lot and to

increase

increase the annual rate per foot frontage to be levied; and the corporation has by its said petition prayed that the said By-law No. 417 may be so amended as to admit of the issue of debentures at a rate of interest higher than four and one-half per centum per annum and that the said special assessment rolls when confirmed by the Court of Revision or by the County Judge on appeal to him and certified by the clerk shall be declared to be valid; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law 417.  
amended.

**1.** By-law No. 417 of the Corporation of the Town of Oakville, validated and confirmed by an Act of the Legislative Assembly of the Province of Ontario, 2 George V, Chapter 111, is hereby amended as follows:

- (1) Section 4 of the said by-law is hereby amended by striking out all the words after the word "successive" in the fourth line thereof and by inserting in lieu thereof the words "annual instalments of principal of such amounts that with the interest in respect of the debt payable annually or semi-annually, the aggregate amount payable for principal and interest in each year shall be as nearly as possible the same and such annual sum so payable for principal and interest shall be raised by an annual special rate per foot frontage imposed on the lots so specially assessed."

- (2) Clauses (d), (f), (g) and (h) of section 7 of the said by-law are hereby repealed.

Special  
assessment  
rolls  
confirmed.

**2.** The said special assessment rolls in respect of the local improvements mentioned in Schedules "A" and "B" hereto when confirmed by the Court of Revision and certified by the clerk of the said corporation and as the same may be amended on any appeal to a Judge shall be valid and binding upon the corporation and upon the land specially assessed and the owners thereof.

Confirmation  
of by-laws  
passed  
under  
authority  
of by-  
law 417.

Rev. Stat.  
c. 193.

**3.**—(1) Any by-law purporting to be passed under the authority of said By-law No. 417 as hereby amended and of the said Act confirming the same and of this Act and substantially complying with the provisions thereof and of *The Local Improvement Act* shall be valid and binding upon the Corporation of the Town of Oakville and the ratepayers thereof

thereof according to the terms thereof and its validity shall not be open to question in any Court on any ground.

(2) Any debenture issued under any by-law to which subsection (1) of this section applies, and substantially complying with the provisions of the by-law under which the same is issued shall be valid and binding upon the Corporation of the Town of Oakville and the ratepayers thereof and its validity shall not be open to question in any Court on any ground whatever.

### SCHEDULE "A."

STREET.	FROM	To
1. Brock .....	Colborne .....	John.
2. Brant .....	Anderson .....	Rebecca.
3. Kerr .....	The Lake .....	Middle Road.
4. Wilson .....	Walker .....	Bond.
5. Chisholm .....	Walker .....	Bond.
6. Walker .....	Kerr .....	Harbour.
7. Forsyth .....	Anderson .....	Bond.
8. Anderson .....	Brant .....	Kerr.
9. Anderson .....	Wilson .....	Forsyth.
10. Burnett .....	Brant .....	River.
11. Colborne .....	Western Limit .....	River.
12. John .....	Brock .....	Forsyth.
13. Rebecca .....	Western Ave. ....	Forsyth.
14. Head .....	Kerr .....	River.
15. Bond .....	Kerr .....	River.
16. Water .....	King .....	Colborne.
17. Navy .....	Lakeside Park .....	River.
18. Thomas .....	Lake .....	River.
19. George .....	Front .....	River.
20. Dunn .....	Front .....	Dundas.
21. Dundas .....	Front .....	North Limit.
22. Reynolds .....	Lake .....	Dundas.
23. Allan .....	Lake .....	350 ft. N. of Pine.
24. First .....	Lake .....	Colborne.
25. Douglas Ave. ....	Colborne .....	Spruce.
26. Second .....	Lake .....	Colborne.
27. Lakeside Park ...	Harbour .....	Thomas.
28. Front .....	Navy .....	Allan.
29. King .....	Water .....	Allan.
30. William .....	Water .....	Allan.
31. Robinson .....	River .....	Allan.
32. Colborne .....	River .....	8th Line.
33. Church .....	Navy .....	Allan.
34. Randall .....	River .....	Allan.
35. Sumner .....	Dundas East .....	Limit Res.
36. Palmer .....	Dundas .....	Allan.
37. Palmer .....	Allan .....	East Limit.
38. Robert .....	Reynolds .....	Allan.
39. Sheddon .....	Dundas .....	Reynolds.
40. Sheddon .....	Reynolds .....	East Limit.
41. Lawson .....	River .....	Reynolds.
42. Galt .....	Reynolds .....	East Limit.
43. Division .....	River .....	Allan.
44. Belyea .....	Allan .....	East Limit.
45. Spruce .....	Dundas .....	Allan.
46. Spruce .....	Allan .....	East Limit.
47. Maple .....	Reynolds .....	Watson Ave.
48. Pine .....	Reynolds .....	Watson Ave.

STREET

STREET.	FROM	To
49. Inglehart .....	Spruce .....	Dundas.
50. Sixth Line .....	Dundas .....	North Limit
51. Mill .....	6th line .....	West end of Street.
52. Page Ave. ....	Esplanade .....	Colborne.
53. Howard Ave. ....	Esplanade .....	Colborne.
54. Dewart Ave. ....	Park Ave. ....	8th Line.
55. Watson Ave. ....	Colborne .....	Spruce Ave.
56. Union .....	First .....	Second.
57. Allan .....	Robinson .....	William.
58. Randall .....	Allan .....	Douglas Ave.
59. Lake Front.....	Park Ave. ....	8th Line.
60. 8th Line .....	Colborne .....	Esplanade.

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### SCHEDULE "B."

#### NAMES OF STREETS.

Walker.	Allan.	Forsyth.	Dunn.
Anderson.	William.	John.	Front.
Bond.	Division.	George.	Sixth Line.
Reynolds.	Chisholm.	Inglehart.	Brant.
King	Colborne.	Robinson.	Head.
Sumner Ave.	Thomas.	Church.	Dundas.
Wilson	Douglas Ave.	Kerr.	Second.
Burnett.	Union.	Rebecca.	Randall.
Wilson.	Howard.		

## CHAPTER 80.

An Act to Confirm By-law No. 1003 of the  
Town of Orangeville*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the Town of Orangeville Preamble.  
by petition has represented that the ratepayers of the  
said Town of Orangeville having duly approved thereof, the  
said Corporation did on the 21st day of July, A.D. 1913, pass  
a by-law, No. 1003, of the said Town to authorize the issue  
of debentures of the Town of Orangeville to the amount of  
\$30,000 to grant a bonus by way of loan for the establish-  
ment of a knitting factory in the Town of Orangeville, and  
to exempt certain property of the said factory from municipal  
taxation, and to fix the rate for water supplied for the pur-  
poses and on the terms in the said by-law set out; and  
whereas the said Corporation of the Town of Orangeville has  
by the said petition prayed that an Act may be passed ratify-  
ing and confirming the said by-law and the agreement therein  
set out; and whereas it is expedient to grant the prayer of the  
said petition;

Therefore His Majesty, by and with the advice and con-  
sent of the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

1. Subject to section 2 the said by-law No. 1003 of By-law 1003 confirmed.  
the Corporation of the Town of Orangeville, set out in  
schedule "A" hereto, and all debentures to be issued there-  
under and the said agreement are hereby ratified, confirmed  
and declared to be legal, valid and binding upon the said  
corporation, the ratepayers thereof, and all parties to the said  
agreement.

2. The said agreement is hereby amended by sub-Agreement  
stituting the words "twenty years" for "ten years" in para- amended.  
graph 17 and by striking out the whole of paragraph 18.

## SCHEDULE "A."

## BY-LAW No. 1003.

Being a By-law to authorize the issue of Debentures of the Town of Orangeville to the amount of \$30,000 to grant a bonus by way of loan of \$30,000 for the establishment of a Knitting Factory in the Town of Orangeville, and to exempt certain property of the said Factory from Municipal Taxation, and to fix the rate for water supplied.

WHEREAS John M. Dods, of the Village of Alton, in the County of Peel, Manufacturer, has entered into the agreement with the Corporation of the Town of Orangeville set out in Schedule "A" hereto, which is hereby incorporated in and is to be read and construed as part of this by-law, but subject to the assent of the electors thereto in the manner required by law;

AND WHEREAS it is advisable upon the said John M. Dods, or of a company to be incorporated, to take over the business to be organized by the said John M. Dods, complying with the terms, provisions and conditions of the said agreement on his or its part to be performed prior to the granting of such bonus by way of loan that the Corporation of the Town of Orangeville should grant to the said John M. Dods, or the said Company to be incorporated, a bonus by way of loan of the sum of \$30,000;

AND WHEREAS in order to provide the said bonus by way of loan it will be necessary to issue debentures of the said Municipality for the sum of \$30,000 as hereinafter provided (which is the amount of the debt intended to be created by this by-law) the proceeds of the said debentures to be applied to the purpose aforesaid and to no other, and the said debentures shall be payable as hereinafter provided;

AND WHEREAS it is desirable to issue the said debentures at one time and to make the principal of the said debt payable by yearly sums during the period of twenty years, being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable each year, for principal and interest in respect of the said debt, shall be, as nearly as possible, equal to the amount so payable in each of the other nineteen years of said period;

AND WHEREAS the amount required to be raised annually by special rate for paying the said debt and interest as hereinafter provided is \$2,407.28;

AND WHEREAS the amount of the whole rateable property of the Town of Orangeville, according to the last revised Assessment Roll thereof is \$945,431;

AND WHEREAS the amount of the existing debenture debt of the said Municipality is the sum of \$61,142.26, whereof no principal or interest is in arrear;

AND WHEREAS there is at present no Knitting Factory in the said Town of Orangeville;

THEREFORE the Municipal Council of the Town of Orangeville enacts as follows:—

1. That the said agreement bearing date the twenty-seventh day of May, 1913, made between John M. Dods, of the Village of Alton, in the County of Peel, Manufacturer, of the first part, and the Municipal Corporation of the Town of Orangeville, of the second part, set out in Schedule "A" hereto is hereby approved of.

2. The Municipal Council of the said Town of Orangeville is hereby authorized and empowered to grant a bonus, by way of loan, to the said John M. Dods, or to the said Company to be incorporated as aforesaid, and for the purpose of raising the said sum of \$30,000 required for the purpose aforesaid, debentures of the said Town of Orangeville to the amount of \$30,000, in sums of not less than \$100 each, bearing interest at the rate of five per cent. per annum, payable yearly, and having coupons attached thereto for the payment of interest, shall be issued, and the said principal and interest shall be payable at the Sterling Bank of Canada in the said Town of Orangeville.

3. The said debentures shall all bear the same date and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years and shall be payable in twenty annual instalments during the twenty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:—

Year No.	Principal.	Interest.	Total.
1.....	\$907 28	\$1,500 00	\$2,407 28
2.....	952 64	1,454 64	2,407 28
3.....	1,000 28	1,407 00	2,407 28
4.....	1,050 29	1,356 99	2,407 28
5.....	1,102 80	1,304 48	2,407 28
6.....	1,157 94	1,249 34	2,407 28
7.....	1,215 84	1,191 44	2,407 28
8.....	1,276 62	1,130 66	2,407 28
9.....	1,340 46	1,066 82	2,407 28
10.....	1,407 49	999 79	2,407 28
11.....	1,477 86	929 42	2,407 28
12.....	1,551 75	855 53	2,407 28
13.....	1,629 34	777 94	2,407 28
14.....	1,710 81	697 47	2,407 28
15.....	1,796 35	610 93	2,407 28
16.....	1,886 17	521 11	2,407 28
17.....	1,980 47	426 81	2,407 28
18.....	2,079 50	327 78	2,407 28
19.....	2,183 47	223 81	2,407 28
20.....	2,292 65	114 63	2,407 28

4. The said debentures and interest coupons shall be signed and issued by the Mayor of the said Town of Orangeville or by some other person authorized by by-law to sign the same, and by the Treasurer of the said Town of Orangeville, and the Clerk shall attach thereto the Corporate Seal of the Municipality.

5. During twenty years of the currency of the said debentures there shall be raised annually by a special rate on all the rateable property in the said Town of Orangeville the sum of \$2,407.28 for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt as shown in Clause 3 hereof.

6. The purchaser of any of the said Debentures shall not be required to see to the application of the purchase money thereof, or that the terms, provisions and conditions of said agreement have been complied with, observed and performed, but the said debentures shall be unimpeachable on any such grounds in the hands of any purchaser for value.

7. All moneys received by the Corporation of the Town of Orangeville from the said John M. Dods, or the said Company, on account of the said loan, shall forthwith, after the receipt thereof, be deposited in a special account in the Sterling Bank of Canada, in the Town of Orangeville, or such other chartered bank as the Council may determine, and the moneys standing at the credit of such special

cial account, or a sufficient part thereof at the time of settling the total annual rate and making up the Collector's Roll for any year, shall be applied on or towards payment of the annual amount falling due in each year for principal and interest on account of the debentures issued to pay such loan, and the amount to be raised in such year shall be reduced to the extent of the sum so applied.

8. This by-law shall come into force and take effect from and after the passing thereof.

9. And it is further enacted by the said Council of the Town of Orangeville, that the votes of the electors of the said Town of Orangeville, qualified to vote on this by-law, will be taken on Monday the thirtieth day of June, 1913, commencing at 9 o'clock in the morning and continuing until 5 o'clock in the afternoon at the several polling places, as follows:—

(a) For the North Ward, at the Town Hall, and John M. Bennett shall be deputy-returning officer, and Thomas J. Bennett shall be poll clerk.

(b) For the West Ward, at William Cruikshank's Blacksmith Shop, and Henry Endacott shall be deputy-returning officer, and R. B. Henry shall be poll clerk.

(c) For the South Ward, at the Fire Hall, and Henry Flesher shall be deputy-returning officer, and Robert Crisp shall be poll clerk.

(d) For the East Ward, at the Skating Rink, and James A. Patterson shall be deputy-returning officer, and Samuel Allison shall be poll clerk.

10. That on Friday, the twenty-seventh day of June, 1913, the Mayor of the said Town of Orangeville shall attend at the Council Chamber in the Public Library Building in the said Town of Orangeville at 11 o'clock in the forenoon, to appoint persons to attend at the various polling places aforesaid, and at the final summing up of the votes by the Clerk on behalf of persons interested in and promoting or opposing the passing of this by-law respectively.

11. That the Clerk of the said Municipality of the Town of Orangeville shall attend at the Council Chamber in the said Town of Orangeville, at 12 o'clock noon on Wednesday, the second day of July, 1913, to sum up the number of votes given for and against this by-law.

PASSED in open Council this 21st day of July, A.D. 1913.

J. L. ISLAND,  
*Mayor.*

A. A. HUGHSON,  
*Clerk.*

(L.S.)

By-law read a 1st time June 2nd, 1913.

By-law read a 2nd time June 2nd, 1913.

By-law read a 3rd time and finally passed, July 21st, 1913.

A. A. H.

SCHEDULE "A" referred to in the foregoing by-law and which is incorporated therewith showing the agreement referred to in the said by-law between John M. Dods and the Corporation of the Town of Orangeville.

MEMORANDUM OF AGREEMENT made in duplicate the twenty-seventh day of May, one thousand nine hundred and thirteen.

BETWEEN JOHN M. DODS, of the Village of Alton, in the County of Peel, Manufacturer, herein called the "Contractor" of the first part; and

THE MUNICIPAL CORPORATION OF THE TOWN OF ORANGEVILLE, herein called the "Corporation" of the second part.

WHEREAS it is deemed advisable in the best interests of the Corporation that certain inducements should be given to procure the location in the Municipality of manufacturing plants, which would afford suitable employment for a number of its citizens, and to that intent, in consideration of the mutual covenants herein contained, IT IS AGREED between the parties hereto as follows:—

1. The Contractor will procure a Factory site within the limits of the said Corporation, and will erect thereon a Knitting Factory, of brick, stone or cement construction, or a combination thereof, having a floor space of not less than 28,000 square feet, and will, subject to the provisions hereof, maintain and operate, and keep the same in repair and operation during the currency of this agreement.

2. The said Factory will be equipped with proper machinery to constitute at least what is known to the trade as a three set knitting mill.

3. The said Factory, including the buildings, equipment and land, used in connection therewith, shall actually cost at least \$50,000, and the Factory shall be completed and in operation within eighteen months from the passing of the necessary By-law by the Municipality, authorizing the Municipality to enter into this contract. The Contractor shall furnish the Corporation with a statutory declaration, showing the actual cost of such Factory, including buildings, equipment and lands, and shall, in addition, produce all receipts, invoices, accounts and vouchers necessary to prove such cost.

4. If the Contractor shall elect to use electrical power, in whole or in part, in the operation of the Factory, instead of steam power, or as an auxiliary thereto, the cost thereof, not exceeding \$4,000, shall be included for the purpose hereof in the total cost of the said Factory as aforesaid.

5. During the currency of the mortgage herein mentioned, the Contractor will maintain fire insurance on the said Factory and equipment in companies approved of by the Corporation to an amount \$2,000 in excess of the total indebtedness of the Contractor to the Corporation, from time to time under the mortgage herein mentioned, provision for which shall be incorporated in the said mortgage, and which insurance shall be payable to the Corporation to the extent of the indebtedness under said mortgage.

6. Should the said Factory be wholly or partially destroyed by fire at any time or times during the currency of this agreement, the Contractor will forthwith and with all reasonable diligence and despatch proceed to restore or repair the same, and in so doing, upon giving security to the satisfaction of the Corporation that he will completely restore or repair the said Factory, shall receive

from

from the Corporation the moneys obtained by it, in respect of the insurance on the said Factory, by interim monthly advances of seventy per cent. of the amount expended on restoration or repairs.

7. In default of the Contractor proceeding to restore or repair the said Factory as aforesaid, within six weeks from the date of the total or partial destruction thereof, and continuing the same to completion with reasonable despatch, so that it will be restored or repaired within twelve months from the time of the total or partial destruction thereof, as the case may be, the Corporation may apply the insurance moneys received by it and unadvanced as aforesaid in payment of the amount owing on the said mortgage.

8. The Contractor will, for at least ten months of each year of the succeeding nineteen years after the expiration of one year from the commencement of the operation of said Factory, employ in the said Factory, an average of at least sixty employees per day, of whom twenty at least shall be men, and sixty per cent. of said employees shall reside within the limits of the Corporation.

9. The Contractor agrees that the annual wages, paid in the operation of said Factory during the said nineteen years respectively, shall be not less than \$20,000 in each year thereof.

10. The Contractor will, if so required by the Corporation, in writing, within the last month prior to the accruing due of any payment of interest under the mortgage hereinafter mentioned in any year of the said period of nineteen years, furnish the Corporation with evidence by statutory declaration, made by some person having knowledge of the facts, showing the number of employees employed in the Factory and the amount of wages paid during the current year.

11. The Contractor will give to the Corporation a first mortgage made in pursuance of the Short Forms of Mortgages Act, and containing the usual statutory covenants, for the sum of \$30,000, in fee simple, free from all encumbrances, charges, dower or liens, upon the said lands, buildings, plant and machinery, and all additional, or substituted, buildings, plant and machinery, such buildings, plant and machinery to be, as between the parties hereto, real estate and fixtures, and to be incorporated in and covered by the said mortgage. The said mortgage shall be dated as of the date of the first advance hereunder, and shall be conditioned to become void on payment of one thousand dollars on the expiration of each of the first fifteen years from and after the commencement of operation of the said Factory as aforesaid, and three thousand dollars on the expiration of each year thereafter for the succeeding five years, together with interest at the rate of five per cent. per annum, payable with each instalment of principal on the principal money secured by said mortgage from time to time remaining unpaid. The said mortgage shall, among other things, provide that the principal money and interest remaining unpaid shall all become due and payable in the event of the Contractor failing after six months' notice in writing to keep and observe all the covenants and provisions of this agreement in regard to employment and payment of wages, unless excused under terms hereof. Provided, however, that if the evidence required by the preceding paragraph hereof shall not be required by the Corporation as aforesaid, or if required shall have been furnished by the Contractor, showing that the provisions herein contained for employment and payment of wages have been satisfied during the current year, then and in either of such cases, any interest on the principal secured by the said mortgage for the current year shall be deemed paid and satisfied, but nothing herein contained shall prevent the recovery of interest for the period represented by any such declaration, should the said declaration afterwards be proved to be false.

12. It is agreed that any excess of labor or payment of wages in any year of said term shall not be considered as payment or part payment, or satisfaction, of the obligations of the Contractor for any other period of said term.

13. Should a by-law be passed by the duly qualified electors of the Corporation, authorizing the execution of this agreement, and the Contractor fail to carry out the obligations to be performed hereunder on the part of the Contractor, he shall pay to the Corporation the sum of \$100 toward the expense of submitting the said by-law.

14. The Corporation will advance to the Contractor by way of loan on the security of the said mortgage, the sum of \$30,000 to be repayable as aforesaid, \$10,000 of which shall be paid to the Contractor when the said site is acquired, and the Factory built ready for the installation of machinery therein, and the balance of \$20,000 shall be paid to the Contractor when the Factory is equipped and in operation for thirty days, but the Corporation shall not be required to advance any moneys until two months after this contract and the By-law to be submitted thereunder have been validated by legislation.

15. The Corporation, after providing for the requirements of its domestic water consumption and fire protection and existing contracts for water, will supply to the Contractor, for use in operation of the said plant, such quantity of water as may be required by him from time to time for such purposes, at the price of three cents per thousand gallons. Provided, however, that the Corporation shall not be required to increase the existing capacity of its water works plant for the purpose of so doing; but should the Corporation fail to supply the Contractor with the water required by him as aforesaid, the Contractor shall thereupon be relieved from his obligation hereunder in respect of operation of said Factory and payment of wages during the period of such failure.

16. The said Corporation will furnish the Contractor with the necessary drainage, or sewer, service in the operation of said Factory, and will also place one of its fire hydrants for fire protection on the street at a point within 100 feet of said Factory.

17. The Corporation will grant to the Contractor exemption from all Municipal taxation of land comprised in said mortgage, or used in connection with said Factory, and all buildings, plant and machinery and personal property therein, and used in connection therewith, including any business assessment, but not including school taxes, for a period of ten years from and after the going into effect of this agreement, but such exemption shall cease during the period of default hereunder, upon the Contractor failing for six months to carry out the terms, provisions and conditions of this agreement in respect of employment or payment of wages.

18. Should legislation be secured approving the same, the Corporation will grant to the Contractor a fixed assessment of \$10,000 and exemption from all Municipal taxation of the lands comprised in the said mortgage, or used in connection with said Factory, and of all buildings, plant and machinery, including any business assessment, exclusive of school taxes, for a period of twenty years from and after the going into effect of this agreement, but such exemption shall cease, during the period of such default hereunder, upon the Contractor failing for six months to carry out the terms, provisions and conditions of this agreement in respect of employment or payment of wages.

19. The Corporation will grant to the Contractor the right and liberty to construct and maintain a power line to connect with any power line built to carry electric power from the lands of the Contractor at the Village of Alton, along, over and upon the streets of the Corporation of the Town of Orangeville for the purpose of con-

veying electric energy for use in the said Factory during the operation thereof, such line to be erected in a manner approved of from time to time by the Town Council, or the Town Engineer, and in case of disagreement between the parties hereto in respect thereof, then in such manner as may be directed by the Ontario Railway and Municipal Board, or its nominee.

20. Provided also and it is agreed that notwithstanding anything herein contained, the period of time involved in any strike of workmen engaged in the construction of the said Factory, or the time which the operation of the said Factory may be suspended in all or in part through any strike of employees employed therein, or through fire, tempest, insufficient supply of water or unavoidable accident, shall not be included in any of the times hereinbefore fixed for the completion of the Factory, or operation thereof, or otherwise, and shall not operate as default hereunder.

21. The word "Factory" in this agreement shall, unless inconsistent with the context, include buildings, plant and machinery.

22. The Contractor agrees with the Corporation that he will, at any time within twenty years from the going into effect of this agreement, consent in writing to the granting of a bonus, loan or guarantee by the said Corporation to one or more Knitting Mills, or to one or more industries of a similar nature to that to be established under this agreement by the Contractor.

23. Provided and it is agreed that the Contractor may assign his interests hereunder to a joint stock company organized for the purpose of carrying out the provisions of this agreement, and upon the execution by the said Company of a contract of substitution in terms hereof, the Company so substituted shall be entitled to all the benefits and advantages hereunder, and the Contractor shall have no further rights or liability in respect of this contract.

24. The Corporation, as soon as the same can be done, will submit a by-law to the qualified ratepayers thereof, authorizing the execution of this contract, and, at the earliest opportunity, will apply for and use its best endeavor to obtain legislation authorizing the making of this contract.

25. Unless and until legislation shall have been obtained empowering the Corporation to make and enter into this agreement, the same shall be binding upon the Corporation in so far only as it is legally authorized and empowered to make the same.

26. It is further agreed that these presents shall enure to the benefit of and be binding upon the parties hereto, respectively, and their heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF the party hereto of the first part hath hereunto set his hand and seal, and the said CORPORATION hath hereunto affixed its Corporate Seal and the signatures of its Mayor and Clerk.

Signed, Sealed and Delivered in the presence of

As to execution by Jno. M. Dods,

(Sgd.) J. A. MATTHEWS.

(Sgd.) Jno. M. DODS. (Seal)

J. L. ISLAND, (Seal)  
Mayor.

A. A. HUGHSON,  
Clerk.

(L.S.)

CHAPTER

## CHAPTER 81.

## Act to Confirm certain By-laws of the Town of Orillia.

*Assented to 1st May, 1914.*

**W**HEREAS the Municipal Corporation of the Town of <sup>Preamble.</sup> Orillia has by petition represented that it has passed Local Improvement By-laws Numbers 579 and 580, fully set out as Schedules "A" and "B" hereto respectively, and has constructed the works provided for in such by-laws; and whereas doubts have arisen as to the validity of the said by-laws, on account of the work in each of the said by-laws embodying a number of streets, and on account of the said by-laws failing to recite the consent and approval of the Provincial Board of Health, and on account of the debentures issued in By-law Number 579, being for a term of twenty-seven years, and it is desirable that the said by-laws and the debentures issued or to be issued under them should be confirmed; and whereas the said corporation has prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-laws Numbered 579 and 580 of the Municipal Corporation of the Town of Orillia, specified in Schedules "A" and "B" respectively hereto, and all debentures issued or to be issued thereunder, and all assessments made or to be made, and all rates levied or to be levied for the payment thereof are validated and confirmed, and the said corporation is declared to have had power to pass and issue and levy the same.

## SCHEDULE "A."

## By-Law No. 579.

By-law to provide for borrowing twenty-two thousand four hundred dollars upon debentures to pay for the construction of a sewer upon the following streets in the Town of Orillia, namely:—On Front Street, from King Street to Mississauga Street; on Front Street, from Mississauga Street to Coldwater Street; on Mississauga Street, from Front Street to West Street; on Mississauga Street, from West Street to Andrew Street; on King Street, from Front Street to West Street; on Matchedash Street, from King Street to Coldwater Street; on Peter Street, from King Street to Coldwater Street; on Elgin Street, from Matchedash Street to West Street; on West Street, from Elgin Street to Coldwater Street; on Colborne Street, from Front Street to West Street; on Coldwater Street, from Front Street to West Street;

Whereas pursuant to construction by-law No. 499, passed on the 4th day of April, 1910, a sewer has been constructed upon the streets and on such portions of the said streets as are hereinbefore set out as a local improvement under the provisions of the local improvement sections of *The Municipal Act*;

And whereas the total cost of the said work was \$64,352.95, of which \$35,379.48 is the corporation's portion of the cost and \$28,973.47 is the owners' portion of the cost, for which a special assessment roll has been duly made and certified;

And whereas the estimated lifetime of the work is thirty years;

And whereas the corporation's portion of the cost of the said work has already been provided for;

And whereas the sum of \$6,578.09 of the owners' portion of the cost of the said work has already been paid in;

And whereas it is necessary to borrow the said sum of \$22,400 upon the credit of the corporation and to issue debentures therefor bearing interest at the rate of five per cent. per annum, which is the amount of debt intended to be created by this by-law;

And whereas it is expedient to make the principal of the said debt repayable in yearly sums during the period of twenty-seven years of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to each amount so payable for principal and interest in each of the other years;

And whereas it will be necessary to raise annually the sum of \$1,529.74 during the period of twenty-seven years to pay the said yearly sums of principal and interest as they become due, none of which is required to pay the corporation's portion of the cost and interest thereon, and the whole amount, namely, \$22,400, is required to pay the owners' portion of the cost and interest thereon;

And whereas the whole rateable property of the municipality according to the last revised assessment roll (being that for the year 1913) is \$3,460,545;

And whereas the amount of the existing debenture debt of the corporation is \$623,703.78, and no part of the principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the Town of Orillia enacts as follows:—

1. That for the purpose aforesaid there shall be borrowed on the credit of the corporation at large the sum of \$22,400, and debentures shall be issued therefor in sums of not less than \$100 each bearing interest at the rate of five per cent. per annum, and having coupons attached thereto for the payment of interest.

2. The debentures shall all bear the same date, and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years, and shall be payable in twenty-seven annual instalments during the twenty-seven years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:—

No.	Year when payable.	Amount of principal.	Interest when payable.	Interest amount.	Total. levied. yearly.
			July 27, 1914	\$560 00	
1.....	1915	\$409 74	Jan. 27, 1915	560 00	\$1,529 74
			July 27, 1915	549 75	
2.....	1916	430 24	Jan. 27, 1916	549 75	1,529 74
			July 27, 1916	539 00	
3.....	1917	451 74	Jan. 27, 1917	539 00	1,529 74
			July 27, 1917	527 70	
4.....	1918	474 34	Jan. 27, 1918	527 70	1,529 74
			July 27, 1918	515 84	
5.....	1919	498 06	Jan. 27, 1919	515 84	1,529 74
			July 27, 1919	503 39	
6.....	1920	522 96	Jan. 27, 1920	503 39	1,529 74
			July 27, 1920	490 32	
7.....	1921	549 10	Jan. 27, 1921	490 32	1,529 74
			July 27, 1921	476 59	
8.....	1922	576 56	Jan. 27, 1922	476 59	1,529 74
			July 27, 1922	462 18	
9.....	1923	605 38	Jan. 27, 1923	462 18	1,529 74
			July 27, 1923	447 02	
10.....	1924	635 70	Jan. 27, 1924	447 02	1,529 74
			July 27, 1924	431 17	
11.....	1925	667 40	Jan. 27, 1925	431 17	1,529 74
			July 27, 1925	414 46	
12.....	1926	700 82	Jan. 27, 1926	414 46	1,529 74
			July 27, 1926	396 94	
13.....	1927	735 86	Jan. 27, 1927	396 94	1,529 74
			July 27, 1927	378 55	
14.....	1928	772 64	Jan. 27, 1928	378 55	1,529 74
			July 27, 1928	359 23	
15.....	1929	811 28	Jan. 27, 1929	359 23	1,529 74
			July 27, 1929	338 95	
16.....	1930	851 84	Jan. 27, 1930	338 95	1,529 74
			July 27, 1930	317 65	
17.....	1931	894 44	Jan. 27, 1931	317 65	1,529 74
			July 27, 1931	295 29	
18.....	1932	939 16	Jan. 27, 1932	295 29	1,529 74
			July 27, 1932	271 81	
19.....	1933	986 12	Jan. 27, 1933	271 81	1,529 74
			July 27, 1933	247 16	
20.....	1934	1,035 42	Jan. 27, 1934	247 16	1,529 74
			July 27, 1934	221 28	
21.....	1935	1,087 18	Jan. 27, 1935	221 28	1,529 74
			July 27, 1935	194 10	
22.....	1936	1,141 54	Jan. 27, 1936	194 10	1,529 74
			July 27, 1936	165 56	
23.....	1937	1,198 62	Jan. 27, 1937	165 56	1,529 74
			July 27, 1937	135 59	
24.....	1938	1,258 56	Jan. 27, 1938	135 59	1,529 74
			July 27, 1938	104 13	
25.....	1939	1,321 48	Jan. 27, 1939	104 13	1,529 74
			July 27, 1939	71 09	
26.....	1940	1,387 56	Jan. 27, 1940	71 09	1,529 74
			July 27, 1940	36 74	
27.....	1941	1,456 26	Jan. 27, 1941	36 74	1,529 74
Totals ..		\$22,400 00		\$18,902 98	\$41,302 98

3. The debentures as to both principal and interest may be expressed in Canadian currency or sterling money of Great Britain at the rate of one pound sterling for each four dollars and eighty-six and two-third cents, and shall be payable at the Royal Bank of Canada, Orillia.

4. The mayor or reeve of the corporation shall sign and issue the debentures and interest coupons, and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation.

5. During twenty-seven years' currency of the debentures the sum of \$1,529.74 shall be raised annually for the payment of the debt and interest as follows:—For the payment of the owners' portion as aforesaid of the cost and the interest thereon the special assessment set forth in the said special assessment roll is hereby imposed upon the lands liable therefor as therein set forth; which said special assessment with a sum sufficient to cover interest thereon at the rate aforesaid shall be payable in twenty-seven equal annual instalments of \$1,529.74 each, and for that purpose the special annual rates per foot frontage set forth in said special assessment roll are hereby imposed upon the lots entered in the said special assessment roll, and the assessed frontage thereof, over and above all other rates and taxes and the said special rates, shall be collected annually by the collector of taxes for the corporation at the same time and in the same manner as other rates.

6. The debentures may contain any clause providing for the registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

7. The amount of the loan authorized by this by-law may be consolidated with the amount of any loans authorized by other local improvement by-laws by including the same with such other loans in a consolidating by-law authorizing the borrowing of the aggregate thereof as one loan, and the issue of debentures for such loan in one consecutive issue pursuant to the provisions of the statute in that behalf.

8. This by-law shall take effect on the day of the final passing thereof.

Passed this 27th day of January, 1914.

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#### SCHEDULE "B."

##### BY-LAW No. 580.

By-law to provide for borrowing twenty-six thousand one hundred dollars upon debentures to pay for the construction of sewers in the Town of Orillia upon the following streets, namely:—On Front Street, from Coldwater Street to Neywash Street; on Matchedash Street, from Neywash Street to Brant Street; on Peter Street, from Coldwater Street to Borland Street; on West Street, from Coldwater Street to Brant Street; on Andrew Street, from Barrie Road to Colborne Street; on Albert Street, from Barrie Road to Colborne Street; on Wyandott Street, from Barrie Road to Colborne Street; on Dunlop Street, from Barrie Road to Victoria Street; on Barrie

Road

Road, from West Street to Dunlop Street; on Powley Street, from Dunlop Street to Wyandott Street; on Victoria Street, from Albert Street to Dunlop Street; on Colborne Street, from Andrew Street to Wyandott Street; on Neywash Street, from Front Street to Matchedash Street; on Tecumseh Street, from Matchedash Street to West Street; on Brant Street, from Matchedash Street to West Street; on Coldwater Street, from West Street to Patrick Street.

Whereas pursuant to construction by-law No. 547, passed on the 15th day of July, 1912, a sewer has been constructed upon the streets and on such portions of the said streets as hereinbefore set out as a local improvement under the provisions of the local improvement sections of *The Municipal Act*;

And whereas the total cost of the work is \$28,832, of which \$2,732 is the corporation's portion of the cost, and \$26,100 is the owners' portion of the cost, for which a special assessment roll has been duly made and certified;

And whereas the estimated life of the work is thirty years;

And whereas the corporation's portion of the said cost has been provided for;

And whereas it is necessary to borrow the sum of \$26,100 on the credit of the corporation and to issue debentures therefor bearing interest at the rate of five per cent. per annum, which is the amount of the debt intended to be created by this by-law;

And whereas it is expedient to make the principal of the said debt repayable in yearly sums during the period of thirty years of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to each amount so payable for principal and interest in each of the other years;

And whereas it will be necessary to raise annually the sum of \$1,697.85 during the period of thirty years to pay the said yearly sums of principal and interest as they become due, none of which is required to pay the corporation's portion of the cost and interest thereon, and the whole amount, namely, \$26,100, is required to pay the owners' portion of the cost and interest thereon;

And whereas the whole rateable property of the municipality according to the last revised assessment roll (being that for the year 1913) is \$3,460,545;

And whereas the amount of the existing debenture debt of the corporation is \$623,703.78, and no part of the principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the Town of Orillia enacts as follows:—

1. That for the purpose aforesaid there shall be borrowed on the credit of the corporation at large the sum of \$26,100, and debentures shall be issued therefor in sums of not less than \$100 each bearing interest at the rate of five per cent. per annum, and having coupons attached thereon for the payment of interest.

2. The debentures shall all bear the same date, and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years, and shall be payable in thirty annual instalments during the thirty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:—

No.	Year when payable.	Amount of principal.	Interest when payable.	Interest amount.	Total. levied yearly.
			July 27, 1914	\$652 50	\$1,697 85
1.....	1915	\$392 85	Jan. 27, 1915	652 50	
			July 27, 1915	642 82	
2.....	1916	422 11	Jan. 27, 1916	642 82	1,697 85
			July 27, 1916	632 37	
3.....	1917	433 11	Jan. 27, 1917	632 37	1,697 85
			July 27, 1917	621 04	
4.....	1918	454 77	Jan. 27, 1918	621 04	1,697 85
			July 27, 1918	610 17	
5.....	1919	477 51	Jan. 27, 1919	610 17	1,697 85
			July 27, 1919	598 21	
6.....	1920	501 43	Jan. 27, 1920	598 21	1,697 85
			July 27, 1920	585 70	
7.....	1921	526 45	Jan. 27, 1921	585 70	1,697 85
			July 27, 1921	572 59	
8.....	1922	552 77	Jan. 27, 1922	572 59	1,697 85
			July 27, 1922	558 72	
9.....	1923	580 41	Jan. 27, 1923	558 72	1,697 85
			July 27, 1923	544 21	
10.....	1924	609 43	Jan. 27, 1924	544 21	1,697 85
			July 27, 1924	528 97	
11.....	1925	639 91	Jan. 27, 1925	528 97	1,697 85
			July 27, 1925	512 98	
12.....	1926	671 89	Jan. 27, 1926	512 98	1,697 85
			July 27, 1926	496 18	
13.....	1927	705 49	Jan. 27, 1927	496 18	1,697 85
			July 27, 1927	478 54	
14.....	1928	740 77	Jan. 27, 1928	478 54	1,697 85
			July 27, 1928	460 02	
15.....	1929	777 81	Jan. 27, 1929	460 02	1,697 85
			July 27, 1929	440 58	
16.....	1930	816 69	Jan. 27, 1930	440 58	1,697 85
			July 27, 1930	420 16	
17.....	1931	857 53	Jan. 27, 1931	420 16	1,697 85
			July 27, 1931	398 72	
18.....	1932	900 41	Jan. 27, 1932	398 72	1,697 85
			July 27, 1932	376 21	
19.....	1933	945 43	Jan. 27, 1933	376 21	1,697 85
			July 27, 1933	352 58	
20.....	1934	992 69	Jan. 27, 1934	352 58	1,697 85
			July 27, 1934	327 71	
21.....	1935	1,042 33	Jan. 27, 1935	327 71	1,697 85
			July 27, 1935	301 70	
22.....	1936	1,094 45	Jan. 27, 1936	301 70	1,697 85
			July 27, 1936	274 34	
23.....	1937	1,149 17	Jan. 27, 1937	274 34	1,697 85
			July 27, 1937	245 61	
24.....	1938	1,206 83	Jan. 27, 1938	245 61	1,697 85
			July 27, 1938	215 44	
25.....	1939	1,266 97	Jan. 27, 1939	215 44	1,697 85
			July 27, 1939	183 72	
26.....	1940	1,330 31	Jan. 27, 1940	183 72	1,697 85
			July 27, 1940	150 51	
27.....	1941	1,396 83	Jan. 27, 1941	150 51	1,697 85
			July 27, 1941	115 59	
28.....	1942	1,466 67	Jan. 27, 1942	115 59	1,697 85
			July 27, 1942	78 92	
29.....	1943	1,540 01	Jan. 27, 1943	78 92	1,697 85
			July 27, 1943	40 34	
30.....	1944	1,617 17	Jan. 27, 1944	40 34	1,697 85
Totals....		\$26,100 00		\$24,835 50	\$50,935 50

3. The debentures as to both principal and interest may be expressed in Canadian currency or sterling money of Great Britain at the rate of one pound sterling for each four dollars and eight-six and two-third cents, and shall be payable at the Royal Bank of Canada, Orillia.

4. The mayor or reeve of the corporation shall sign and issue the debentures and interest coupons, and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation.

5. During thirty years' currency of the debentures the sum of \$1,697.85 shall be raised annually for the payment of the debt and interest as follows:—For the payment of the owners' portion of the cost and the interest thereon the said assessment set forth in the said special assessment roll is hereby imposed upon the lands liable therefor as therein set forth; which said special assessment, with a sum sufficient to cover interest thereon at the rate aforesaid, shall be payable in thirty annual instalments of \$1,697.85 each, and for that purpose an equal special rate of seven cents per foot frontage is hereby imposed upon each lot entered in the said special assessment roll according to the assessed frontage thereof over and above all other rates and taxes, which said special rate shall be collected annually by the collector of taxes for the corporation at the same time and in the same manner as other rates.

6. The debentures may contain any clause providing for the registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

7. The amount of the loan authorized by this by-law may be consolidated with the amount of any loans authorized by other local improvement by-laws by including the same with such other loans in a consolidating by-law authorizing the borrowing of the aggregate thereof as one loan, and the issue of debentures for such loan in one consecutive issue pursuant to the provisions of the statute in that behalf.

8. This by-law shall take effect on the day of the final passing thereof.

Passed this 27th day of January, 1914.

## CHAPTER 82.

## An Act respecting the City of Ottawa

*Assented to 20th March, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

Power to  
submit  
questions.

**1.** The questions contained in the forms of ballot papers set out in the schedule hereto shall be submitted to a vote of the municipal electors of the City of Ottawa on Monday the 30th day of March, 1914, between the hours of 9 o'clock in the forenoon and 5 o'clock in the afternoon.

Form of  
ballot  
papers.

**2.** There shall be two forms of ballot papers as set out in the schedule for the taking of the vote, the question in the first form being printed in black and the question in the second form being printed in red and each elector shall be entitled to vote on both ballots.

Provision  
as to  
publication.

**3.** It shall not be necessary to comply with the provisions of *The Municipal Act* as to publication or as to giving any notice required in connection with the submission of the questions to the electors but a notice of the taking of the said vote including the schedule hereto and the time and places of voting shall be published in the *Journal*, *Citizen*, *Free Press*, *Le Temps*, *Le Droit* and *La Justice* newspapers each week day during the week commencing the 23rd day of March, 1914.

Deputy  
returning  
officers, poll  
clerks, etc.

**4.—(1)** The deputy returning officers, poll clerks and other election officers who served at the last municipal election shall be the deputy returning officers, poll clerks and election officers for the taking of the vote.

(2) Where any deputy returning officer, poll clerk or other election officer who served at the last municipal election is for any cause unable to act the city clerk shall appoint some other person to act in his stead.

(3)

(3) The polling places which were used at the last municipal election shall be the polling places for the taking of the vote, but if for any reason the same polling place cannot be secured the city clerk shall secure another to take its place.

Polling  
places.

5. A controller nominated for that purpose by the Board of Control shall attend at the City Hall on Friday the 27th day of March, 1914, at ten o'clock in the forenoon and shall then appoint one person to attend at each polling place on behalf of the persons voting in favour of the first scheme set out in Form 2, and the mayor shall attend at the same time and place and then appoint one person to attend at each polling place on behalf of the persons voting in favour of the second scheme set out in Form 2 and it shall not be necessary to appoint any person to attend at any polling place with respect to the question set out in Form 1.

Appoint-  
ment of  
scrutineers.

6. Except as herein otherwise provided the provisions of *The Municipal Act* shall apply as if the questions were being submitted under paragraph 10 of section 398 of that Act.

Application  
of Rev.  
Stat. c. 192.

7. No action, motion or legal proceeding shall be had, taken or made to prevent, delay or interfere with the submission of any of the questions set out in the schedule hereto.

Legal pro-  
ceedings  
not to be  
taken.

#### SCHEDULE.

##### FORM 1. (Ballot Paper.)

Are you in favour of an improved water supply for the City of Ottawa?	Yes
	No

##### FORM 2. (Ballot Paper.)

Which of the following sources of water supply do you favour?

1. Thirty-One Mile Lake scheme as reported upon by Sir Alexander R. Binnie and Dr. A. C. Houston.
2. Ottawa River Mechanical Filtration scheme as reported upon by Archibald Currie Esq., C.E., in his report of February 21st, 1914.

NOTE.—The voter shall mark an X opposite the scheme which he favours.

## CHAPTER 83.

## An Act respecting the City of Ottawa.

*Assented to 1st May, 1914.*

Preamble.

**W**HEREAS the Corporation of the City of Ottawa has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it has been shown that under the special circumstances of the case it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Power to borrow money for certain purposes without assent of electors on 30-year debentures.

1. The council of the said corporation may provide by by-laws, to be passed without submitting the same to the electors of the said city qualified to vote on money by-laws, for the borrowing, upon issues of debentures bearing interest at such rate as the said council may determine and payable in thirty (30) years from the date thereof, of sums of money, not exceeding the following, for the following purposes:—

- (a) \$30,000 to defray the cost of completing the extension to the main drainage system, authorized by section 8 of chapter 98 of the Acts of the Legislature passed in the year 1911.
- (b) \$50,000 to defray the cost of completing the main drainage system, authorized by section 9 of the chapter 98 of the Acts of the Legislature passed in the year 1911.
- (c) \$60,000 to defray the cost of the intercepting sewer through the Broad Street yard of the Canadian Pacific Railway Company.

Power to borrow money for certain purposes without assent of electors on 30-year debentures

2. The council of the said corporation may provide by by-laws, to be passed without submitting the same to the electors of the said city qualified to vote on money by-laws, for the borrowing, upon issues of debentures bearing interest

at

at such rate as the said council may determine and payable in thirty (30) years from the date thereof, of sums of money, not exceeding the following, for the following purposes:—

- (a) \$80,000 to defray the cost of water main extensions and new water services constructed during the year 1913.
- (b) \$40,000 to defray the cost of installing new hydrants and water meters in connection with the water works system of the said city.
- (c) \$120,000 to provide for the repayment of the money already expended on the aqueducts and intake pipes in connection with the water works system of the said city and for the cost of completing the same and of providing a sedimentation basin in connection therewith.

3. For the payment of the debt and interest represented by the debentures to be issued under the authority of the immediately preceding section, there shall be annually raised by the said corporation during the currency of the said debentures, with the authority conferred upon the said corporation in and by the Act passed in the thirty-fifth year of Her late Majesty Queen Victoria, chaptered 80, and entitled "An Act for the construction of Water Works for the City of Ottawa," from the water rates, a sum sufficient to discharge the said debt and interest when the same shall respectively become due, such sum to be in addition to the money required to be raised to meet the charges of maintenance and the cost of renewals in connection with the said water works, and for the payment of the principal and interest of all debts heretofore authorized to be contracted for the purposes of the said water works, or to be charged against the said water rates, but if at any time the moneys accruing from the said water rates shall prove insufficient for the purposes aforesaid, then when and so often as the said deficiency shall occur there shall be raised, levied and collected by the said corporation by a special rate upon the assessable property of the said corporation, according to the then last revised assessment roll thereof, a sum sufficient to make good such deficiency.

4. The council of the said corporation may provide by by-laws, to be passed without submitting the same to the electors of the said city qualified to vote on money by-laws, for the borrowing, upon issues of debentures bearing interest at such rate as the said council may determine and payable in twenty (20) years from the date thereof, of sums of money

Provision  
for special  
rates to  
discharge  
debt.

Power to  
borrow  
money for  
certain  
purposes  
without  
assent of  
electors  
on 20-year  
debentures.

money not exceeding the following, for the following purposes:—

- (a) \$36,000 to provide for the discount on the sale of debentures issued under By-laws Numbers 3487, 3502, 3524, 3525, 3594, 3580, 3582, 3585, 3588, 3589, 3590, 3591, 3527, 3564, 3368 and 3369 of the said corporation.
- (b) \$80,000 to defray the corporation's share of the cost of constructing a bridge across the Rideau Canal at or near Pretoria Avenue.
- (c) \$5,000 to provide for the re-payment of the money contributed by the corporation towards the cost of the Canadian Northern Railway Company's subway on Bank Street Road.
- (d) \$50,000 to defray the corporation's share of the cost of constructing a new bridge across the Rideau River at the southerly terminus of Bank Street.
- (e) \$50,000 to defray the cost of a new horticultural and agricultural building at Lansdowne Park.
- (f) \$8,000 to defray the cost of alterations and additions to Howick Hall at Lansdowne Park.
- (g) \$25,000 to defray the cost of constructing a trunk sewer to serve the north-east section of Rideau Ward.

Application  
of Rev. Stat.  
c. 192.

5. Except as varied by this Act, the provisions of *The Municipal Act*, applicable to money by-laws and to the debentures to be issued thereunder, shall apply to all by-laws to be passed under the preceding sections of this Act and to all debentures to be issued thereunder.

5 Edw. VII.,  
c. 65, s. 7,  
repealed.

6. Section 7 of chapter 65 of the Acts passed in the fifth year of the reign of His late Majesty King Edward VII, is hereby repealed.

Contribution  
to construction  
of certain  
highway.

7. The council of the said corporation may provide by by-law, to be passed after obtaining the assent thereto of the electors of the said city qualified to vote on money by-laws, for contributing such sum as the said council may determine towards the cost of constructing, repairing and maintaining a public highway between the said city and the Town of

Prescott, and to expend the whole or any part of such sum as may be authorized by such by-law outside of the limits of the said corporation.

8. The council of the said corporation may provide by by-law to be passed without submitting the same to the electors of the said city qualified to vote on money by-laws, for paying a sum not exceeding \$12,000 out of the current revenue of the said corporation for the year 1914 to discharge claims for personal injuries and for death arising out of the boiler explosion at Howick Hall. Payment of certain claims for injuries.

9. The said corporation may construct, equip, maintain and operate either within the limits of the said corporation or within the limits of any adjoining local municipality such municipal slaughter houses as may be deemed necessary and may provide by by-law for prohibiting the slaughter of animals intended for sale for food within the limits of the corporation, except in such municipal slaughter houses, and may acquire by gift, purchase or expropriation and hold all such land as may be necessary for such purposes, and so far as may be necessary and incidental to the said purposes the said corporation may carry on the business or trade of butchers and vendors of meat, hides, bones and offal. Power to construct and maintain slaughter houses.

10. The by-laws specified in Schedule "A" hereto, heretofore passed by the council of the said corporation, authorizing the construction of certain local improvement works and the borrowing of money for the payment of the cost of the construction of such works, and all debentures issued or to be issued thereunder, and all assessments made or to be made, and all rates levied or to be levied under the said by-laws, and any of them, for the payment of the said debentures, are validated and confirmed. By-laws specified in Sched. "A" confirmed.

11.—(1) By-law No. 3641 of the said Corporation, set forth in Schedule "B" to this Act and the agreement therein referred to set forth in Schedule "C" to this Act, are hereby declared to be valid and binding upon the said corporation. By-law 3641 and agreement confirmed.

(2) Nothing in subsection (1) contained shall release Geo. C. Hurdman, James J. Black, Michael J. Bergin and Thomas J. O'Neill, four of the parties to the agreement, set forth in Schedule "C" to this Act from liability for any taxable costs incurred in an action brought in the Supreme Court of the Province of Ontario, to set aside the said agreement, wherein Anson Merrick Storr of the City of Ottawa is plaintiff and the said parties are defendants.

## SCHEDULE "A."

No. of By-Law.	Nature of Work.	When passed by Council.	Total cost. \$	Amount to be borne by		Period of Pay't.	Rate of Interest.
				City.	Ratepayers.		
3592	To assist in construction of certain local improvements on certain streets .....	16 June, 1913	\$ 1,608 88	\$ 673 87	\$ 936 01	5 years	4 %
3593	To assist in construction of certain local improvements on certain streets .....	"	13,646 05	6,734 53	6,911 52	10 years	4
3594	To assist in construction of certain local improvements on certain streets .....	"	286,750 52	142,159 89	144,590 64	20 years	4½
3686	To defray the cost of certain local improvement works....	15 Dec., 1913	341,134 42	165,642 24	175,492 18	20 years	4½
3687	To defray the cost of certain local improvement works....	"	30,436 69	6,277 13	24,159 56	20 years	4½
3688	To defray the cost of certain local improvement works....	"	35,379 06	17,305 97	18,073 09	10 years	4½

## SCHEDULE "B."

## BY-LAW No. 3641.

A by-law to authorize the execution of an agreement with George C. Hurdman, James J. Black, Michael J. Bergin and Thomas J. O'Neill, carrying on business under the firm name of "The City Cartage Company," for the collection, removal and disposal of garbage, ashes and other refuse.

The Municipal Council of the Corporation of the City of Ottawa enacts as follows:—

1. That certain agreement submitted herewith bearing date the 30th day of May, A.D. 1913, between George C. Hurdman, James J. Black, Michael J. Bergin and Thomas J. O'Neill, carrying on business at the City of Ottawa under the firm name of "The City Cartage Company" and the Corporation of the City of Ottawa for the collection, removal and disposal of garbage, ashes and other refuse within the City of Ottawa for a term of three years from the first day of June, 1913, subject to the approval thereof of the Legislature of the Province of Ontario, and the provisions thereof are hereby approved.

2. The Mayor of the said City of Ottawa shall execute the said agreement on behalf of the said Corporation and the Clerk of the said Corporation shall affix thereto the corporate Seal of the Municipality.

Given under the Corporate Seal of the City of Ottawa this 6th day of October, A.D. 1913.

Certified:

(Sgd.) JOHN HENDERSON,  
City Clerk.

(Sgd.) J. A. ELLIS,  
Mayor.

## SCHEDULE "C."

## GARBAGE COLLECTION CONTRACT.

This Agreement made this Thirtieth day of May, A.D. 1913.

Between—

The Corporation of the City of Ottawa, hereinafter called the  
"Corporation,"

Of the first part,

and

George C. Hurdman and James J. Black, Michael J. Bergin and Thomas J. O'Neill, carrying on business under the firm name of "The City Cartage Company," hereinafter called the "Contractors,"

Of the second part,

Whereas, pursuant to the powers vested in the Corporation, the said Corporation has advertised for tenders for the collection, removal and disposal of garbage, ashes and other refuse, within the City of Ottawa, for a period of three (3) years to be computed from the first day of June, A.D. 1913.

And

And whereas the said Contractors have offered to collect, remove and dispose of the said garbage, ashes and other refuse upon and subject to the terms, conditions and provisions of this contract and also of the specifications attached hereto and forming part thereof, at and for the price or sum of sixty thousand dollars (\$60,000.00) for the first year of such service, sixty-two thousand dollars (\$62,000.00) for the second year of such service, and sixty-four thousand dollars (\$64,000.00) for the third year of such service.

And whereas it has been agreed by and between the Corporation and the Contractors that a contract for the said purpose and with the said object shall be made and entered into for a period of three years from the first day of June, 1913, and to be fully completed and ended on the first day of June, 1916.

And whereas it has been deemed advisable to reduce the terms of the said contract to writing.

Now this agreement witnesseth that for and in consideration of the premises and of the several covenants and agreements on the part of each of the said parties hereto, as hereinafter set forth, to be done, observed and performed, the said parties hereby covenant and agree as follows:—

1. The said Contractors shall and will during the term of three (3) years from the first day of June, A.D. 1913, collect, remove and convey with their own plant and labor to the Corporation's incinerator plant on Lees Avenue, in the City of Ottawa, and deposit on the tipping platform, or at such other point there as may be required, all garbage from the places or properties particularly set out in the specifications hereto attached marked "A," which said specifications are hereby incorporated herewith and made a part of this agreement, and will collect, remove, convey and deposit all other refuse from the said places or properties as in the said specifications defined to the regular dumps from time to time indicated to them by the Civic Official in charge, and will collect, remove, convey and deposit all ashes from the said places or properties as in the said specifications defined to such place or places on the roads, streets, or other places as they may be required by the Civic Official in charge, and will make all collections, removals and deliveries of such garbage, refuse and ashes so removed, conveyed and deposited by them in a manner satisfactory and acceptable to the said Civic Official in charge, but shall not at any one time be required to make delivery of ashes on roads, streets or other places save and except in quantities of twenty loads at any one place. In the event of the plan not working the garbage is to be taken to the regular dumps.

2. The said Contractors shall collect, remove, deliver and dispose of the said garbage, ashes and other refuse in accordance with and subject to all the terms, provisions and conditions as fully set forth in the specifications, provisions and general conditions hereto annexed marked "A," all of which are incorporated herewith and made a part of this agreement except where the same may be otherwise repugnant to the terms of this agreement.

3. The said Contractors shall and will faithfully observe, perform, carry out and comply with all the terms, provisions and conditions in the said specifications, provisions and general conditions contained.

4. The said Contractors shall indemnify and keep indemnified and save harmless the said Corporation at all times from all costs, damages and expenses of every nature and kind whatsoever which the Corporation may be put to or have to pay by reason of the said Contractors' method of collection, removal or disposal of the said garbage, ashes and other refuse or of any work, act or neglect done or permitted by them in connection therewith.

5. The Corporation, in consideration of the several covenants and agreements hereinbefore set forth and on the part of the Contractors to be done, observed and performed, hereby covenants and agrees to pay to the said Contractors the sum of sixty thousand dollars (\$60,000.00) for the first year from the first day of June, 1913, to the first day of June, 1914; sixty-two thousand dollars (\$62,000.00) for the second year of such service from the first day of June, 1914, to the first day of June, 1915, and sixty-four thousand dollars (\$64,000.00) for the third year of such service from the first day of June, 1915, to the first day of June, 1916, the said payments to be made during each of the said years in equal consecutive monthly instalments, which monthly instalments shall during the first year equal five thousand dollars (\$5,000.00), during the second year five thousand one hundred and sixty-six dollars and sixty-seven cents (\$5,166.67) per month, and during the third year five thousand three hundred and thirty-three dollars and thirty-four cents (\$5,333.34), and which instalments shall be payable on the last day of each and every month during the continuance of this contract, the first of such payments to become due and be paid on the 30th day of June, 1913, provided that no such payment or payments shall be made as aforesaid except on the certificate of the Civic Official in charge that the said Contractors are entitled thereto.

6. It is also understood and agreed by and between the parties hereto that the sum of three thousand dollars (\$3,000.00) deposited by the Contractors with their said tender shall be retained by the Corporation during the continuance of this agreement as security for the due fulfilment by the Contractors of all the provisions of this agreement and of the said specifications, provisions and general conditions hereto annexed marked "A," and in the event of any neglect or failure on the part of the Contractors in any respect to observe any of the covenants or conditions of this agreement or any of the terms, provisions or conditions of the said specifications and general conditions, and such failure or neglect being in the opinion of the Civic Official in charge, whose decision shall be final, binding and conclusive on the Contractors, a substantial failure or neglect by the Contractors to carry out, perform and fulfil any of the said covenants, conditions, terms and provisions according to the true intent and meaning thereof, the said sum of three thousand dollars (\$3,000.00) shall become forfeited to and be vested in the said Corporation absolutely, without prejudice to any rights or remedies to which the Corporation may be otherwise entitled by reason of such neglect or failure as aforesaid.

7. Provided that upon the due fulfilment by the Contractors of all the provisions of this agreement and of the said specifications and general conditions hereto annexed marked "A" to the entire satisfaction of the Civic Official in charge, the said sum of three thousand dollars (\$3,000.00) shall be returned to the Contractors with interest at three and one-half per cent. (3½%).

8. The Contractors shall not assign or sub-let this contract or any part thereof without an express license under the seal of the Corporation.

9. The Corporation shall be entitled to retain the amount of any fine or fines imposed on the Contractors under the terms of this agreement or the specifications and general conditions hereto attached out of the moneys payable from time to time to the Contractors.

10. These presents, and the said specifications, provisions and general conditions hereto attached, shall be deemed to be and be construed together as one instrument or contract to and for all intents and purposes and in all respects whatsoever: Provided that in case of any variation or inconsistency this contract shall prevail. And in case any dispute whatsoever shall arise in respect of the construction or meaning of these presents and the said specifications

tions, provisions and general conditions, or any of them, or any part thereof respectively, or of anything arising out of or incidental thereto, the decision of the Civic Official in charge shall in all cases, and at all times, be final, binding and conclusive on the parties hereto.

11. The Contractors shall indemnify the Corporation from and against all payments by way of compensation or otherwise which the Corporation may be called upon to make within the meaning of the *Workman's Compensation for Injuries' Act*, or any Statutory modification thereof in respect of any accident to any workman arising out of and in the course of his employment by the Contractors in the execution of the work under this contract and from and against all actions, claims and demands whatsoever in respect thereof, or in respect of any loss, injury or damages whatsoever to any third person arising out of or occasioned by the negligent, imperfect or improper performance of this contract by the Contractors, their workmen, servants or agents.

12. The Contractors, at the time of executing this agreement and before the same is executed on behalf of the Corporation, shall provide the Bond of an incorporated guarantee company satisfactory to the Corporation in the sum of \$3,510.00 that the Contractors, their executors, administrators or assigns shall well and truly perform, fulfil and keep all and every the covenants, clauses, provisos, terms, conditions and stipulations in this agreement and in the specifications and general conditions hereto attached, contained or expressed and on their part to be observed, performed, fulfilled and kept according to the true purport, intent and meaning thereof. The said Bond to remain binding and not to be delivered up or cancelled until the Civic Official in charge has certified that the terms, conditions and provisions of this agreement, and of the specifications and general conditions hereto attached, have been fully performed, fulfilled and kept by the Contractors to his entire satisfaction.

13. Provided and it is further agreed between the Corporation and the Contractors that as doubts have arisen as to the powers of the Corporation to be bound by this contract for any period beyond the period expiring the thirty-first day of December, 1913, that it is understood that the Corporation is not to guarantee the validity of this contract beyond the said date, but that the Corporation will take any necessary steps to have this contract and the specifications attached hereto approved by the Provincial Legislature of the Province of Ontario.

Wherever the Corporation is herein mentioned or referred to such mention or reference shall extend to and include its successors and wherever the Contractors are herein mentioned or referred to such mention or reference shall extend to and include their several and respective executors, administrators and assigns.

In witness whereof the Corporation has caused its Corporate seal to be hereunto affixed under the hand of its Mayor, and the Contractors have hereunto set their hands and seals.

Signed, sealed and delivered  
in the presence of

"A."

SPECIFICATIONS FOR COLLECTION AND DELIVERY OF CITY GARBAGE, ASHES  
AND OTHER REFUSE FOR CITY OF OTTAWA.

Nature of  
work.

1. The work to be done under these specifications includes the establishment of a scavenging service for the collection of City garbage, ashes and other refuse, and the delivery of same to the points mentioned herein in Clauses 6 and 12.

2. The Contractor is to operate a proper service as called for **Plant, vehicles, etc.** under these specifications and to maintain all plant and vehicles to the satisfaction of the Civic Official in charge, the name of which Official shall be notified to the Contractor by the Corporation from time to time when any change is made of the Official in charge.

3. The term "garbage" as used in these specifications or contract shall include all garbage such as kitchen and table refuse, condemned meats, fish, fruit, vegetables and other like matter and also combustible matter such as paper, rags, old boots, shoes and grass, but shall not include manure or night soil. **Definitions.**

The term "ashes," as used in these specifications or contract shall include cinders or ashes from coal, wood or other substances used for fuel, and also such as may be accumulated as the result of building operations.

The term "other refuse," as used in these specifications or contract shall include broken dishes, tins, cans, glass, crockery, old metals, and other like substances.

4. Collection of garbage, ashes and other refuse shall be made **Properties from all residences, boarding houses, hotels, boarding schools, colleges, convents, charitable institutions, civic buildings, hospitals, theatres, stores, offices, laundries, wholesale houses and other like places, but shall not include such buildings as wood-working shops, machine and foundry shops, power houses, milling establishments, or other large manufacturies, nor shall it be applicable to churches or Government buildings, but the Contractor shall not be required to remove refuse which has accumulated as the result of building operations or of repairs to buildings already erected.**

5. Collections shall be made of garbage, ashes and other refuse at **Collection** least once weekly throughout the year except in the case of garbage which must be collected at least twice weekly from May 1st to October 1st of each year.

6. Collections shall be made on a schedule satisfactory to the **Schedule of** Civic Official in charge and residents notified of same by suitable **collections.** cards delivered by the Contractor informing them as to the probable hour of collection, and in case the time schedule is changed he shall similarly notify all concerned.

7. Residents are required to deposit their garbage, ashes and other **Receptacle.** refuse in three separate receptacles of an approved pattern and not to exceed seventy-five (75) pounds in weight when filled so that same may be handled by one man and placed before the notified time of collection where the same will be convenient for the collector. In the event of disputes between the residents and Contractor as to the point where garbage, ashes and other refuse shall be placed for collection, all cases shall be referred to the Civic Official in charge, whose decision shall be final.

8. Householders and occupants who have not a sufficient number **Paper.** of proper receptacles to hold excess paper, packing, etc., are required to tie up same in bundles, said bundles to be put at the proper place so that the collector may easily gather them up without waste time and under no circumstances shall a householder or occupant demand that loose scraps of paper, etc., be gathered up by the collector.

9. Owners of apartment houses, office buildings, and other places **Office build- ings and Apartment houses.** of similar nature, must place garbage, ashes and other refuse at a convenient point either outside or not more than thirty feet inside entrance on ground floor.

10. All householders' and occupants' receptacles shall be replaced **Care in handling receptacles.** in the position where found by the collector, shall be handled care- fully

fully, and if damaged by the carelessness of the collector, such damage shall be made good by the Contractor.

**Mixed material.**

11. The Civic Official in charge will enforce the separation by the householders of each class of material named in Clause 4 of these specifications, so far as may be practicable. But whenever, through neglect on the part of a householder or otherwise, two or more classes of such materials have been deposited in the same receptacle, the Contractor, when such mixed material is refused by his collector, must notify the householder on whose premises the mixed material is found, and request said householder to have such material separated in accordance with Clause 8 of these specifications; in the event of the householder refusing to do so, the Contractor must forthwith in writing notify the Civic Official in charge, giving the name and address of the householder. The decision of the Civic Official in charge shall be final in all such cases.

**Delivery.**

12. The Contractor shall take all garbage collected to the incinerator plant on Lees Avenue, and deposit same on the tipping platform, or at such other point there as may be required. All *other refuse* is to be taken to regular dumps to be indicated from time to time. *Ashes* are to be delivered locally on roads or wherever required, but the Contractor shall not be required to deliver less than twenty (20) loads of ashes at one place. All deliveries must be made satisfactory to the Civic Official in charge. In the event of the plant not working the garbage is to be taken to the regular dumps.

**Fines.**

13. The Contractor shall be subject to a fine of \$1.00 for each instance in which garbage, ashes and other refuse are not called for within the time fixed by schedule after a proper complaint has been made by the resident to the Civic Official in charge and looked into by the City Inspector. For each and every other breach of contract or offence thereby the Corporation reserves the right to charge the Contractor a penalty not exceeding \$10.00 as determined by the Civic Official in charge.

**Material property of city.**

14. All material collected shall be the property of the Corporation of the City of Ottawa.

**Vehicles.**

15. Vehicles used by the Contractor are to be uniform in appearance, neatly painted, numbered and lettered, as directed, and shall be kept clean and free from offensive odor at all times. They shall be so conducted as to be loaded and carry their contents without offence to the public and supplied with approved covers.

**Storage of vehicles.**

16. No vehicles for carrying garbage or implements in connection therewith shall be stored or kept in any place where, in the opinion of the Medical Officer of Health, offence is given to any person or persons, and no driver of such vehicles shall take an unreasonable time in loading or unloading, nor shall he allow the lid or cover of such vehicles to be otherwise than tightly covered except during the shortest time necessary for loading or unloading and cleaning such vehicle.

**Civility of employees.**

17. The Contractor's employees shall not use uncivil or profane language to anyone on their respective rounds and they shall be required to render every reasonable facility to the occupants of houses, etc., in connection with the proper execution of the work of collection and removal.

**Gratuities.**

18. The Contractor's employees shall not solicit or accept any fee, gratuity or commission for work done under these specifications at any time or place. Complaints as to this are to be made to the Civic Official in charge who may require the Contractor to suspend or discharge such offenders.

19. The Contractor shall be required to collect and deliver gar-New houses  
bage, ashes and other refuse from all new houses and buildings that<sup>and</sup>  
are occupied after being built until the completion of his contract<sup>buildings.</sup>  
with the Corporation, but he shall only be required to collect and  
deliver the garbage and other refuse which has accumulated after  
the said houses and buildings are completed and occupied. In the  
case of ashes, however, the Contractor shall be required to collect  
and deliver all ashes from said houses and buildings whether the  
same have accumulated either before or after the completion and  
occupation of the same.

20. Should the City limits be extended, the Contractor shall, if so<sup>Additional</sup>  
ordered by the Civic Official in charge, be required to collect and<sup>areas.</sup>  
deliver garbage, ashes and other refuse from the area so added in  
the same manner and payment for same shall be made on terms  
to be agreed upon between the Contractor and the Corporation, and  
in the event of the said parties failing to agree the amount to be  
paid shall be fixed by an Arbitrator appointed by the Senior County  
Judge of the County of Carleton, and the decision of said Arbitrator  
shall be binding and conclusive on both the Contractor and the  
Corporation.

21. The contract shall be in force for a term of three years from<sup>Term of</sup>  
the date thereof.<sup>contract.</sup>

22. Tenders shall be made showing bid for each of the three<sup>Tender</sup>  
years separate and also the total of same added up which total will  
be bulk tender.

23. Each tender shall be accompanied by an accepted Bank cheque<sup>Deposit.</sup>  
made payable to the City Treasurer for \$3,000.00, which will be re-  
turned after the completion of the contract with 3½% interest  
thereon. In addition to this the Contractor must furnish a guaran-  
tee bond which with the cheque will make up an amount equal to  
3½% of the bulk tender.

24. The Contractor shall be entitled to receive monthly payments<sup>Payments.</sup>  
equal to 1/12 of his tender price for the year in which the payments  
are being made.

25. The Contractor's employees shall not pick or sort over ma-Picking  
terial when transferring same from receptacles to vehicles.<sup>and sorting.</sup>

26. The Contractor shall collect all accumulations, such as winter's<sup>Accumula-</sup>  
ashes, etc., providing the same is placed in proper receptacles.<sup>tions.</sup>  
Householders and occupants may use any number of receptacles at  
all times that may be necessary to dispose of their refuse, etc.

27. The Contractor shall collect all dead animals found, with the<sup>Dead</sup>  
exception of horses and cattle, free of charge. All such must be re-<sup>Animals.</sup>  
moved by the Contractor within two hours of his being notified by  
the Civic Official in charge or his subordinate, or any police officer,  
and delivered to the tipping platform at the incinerator building.

28. These specifications shall be carried out to the entire satisfac-Civic official  
tion of the Civic Official in charge, and all details of work as are not<sup>in charge.</sup>  
herein particularly specified shall be performed in a manner accept-  
able to him. In the event of disputes, the Contractor may apply to  
the Board of Control for redress.

29. Inspectors will be engaged and paid by the Corporation to see<sup>Inspectors.</sup>  
that the various works as called for under these specifications are  
properly carried out. All Inspectors are to be under the direction  
and supervision of the Civic Official in charge.

- Transfers.** 30. The Contractor shall not sub-let or transfer any portion of his contract to other parties without the consent of the City, and any such transfer without such consent will be null and void.
- Patents.** 31. The Contractor will be required to hold the Corporation of the City of Ottawa harmless against all claims for the use by the Contractor of any patented article, process or appliance in connection with the performance of this contract.
- Damages.** 32. The Contractor must not cause any injury to grass plots, shrubs, trees or fences, or sheds, etc., and if he does cause such injury he must make good the same at his own expense in the manner directed by and to the satisfaction of the Civic Official in charge.
- Rate of wages.** 33. The Contractor shall employ, when available, only residents of the City of Ottawa, and shall pay all his employees at a rate that shall at least be equal to the rate paid similar class of labor throughout the City.

## CHAPTER 84.

## An Act respecting the City of Ottawa

*Assented to 1st May, 1914.*

**W**HEREAS the Provincial Board of Health has reported <sup>Preamble.</sup> in writing, pursuant to the provisions of *The Public Health Act*, that it is of opinion that it is necessary in the interest of the public health that an improved waterworks system should be established for the City of Ottawa; and whereas the Corporation of the City of Ottawa has procured plans, specifications and an engineer's report of a water supply and works to be undertaken by the said corporation from Sir Alexander R. Binnie, M.I.C.E., in the month of October, A.D. 1913, the source of supply being a chain of lakes in the said County of Ottawa, in the Province of Quebec, known as Thirty-One Mile Lake, Pemi-changan Lake and Long Lake and the watersheds surrounding the same; and whereas the said corporation has had a report in writing as to the quality of the water contained in the said lakes prepared by A. C. Houston, M.D.; and whereas the said plans, specifications and reports were duly submitted to the Provincial Board of Health pursuant to the provisions of *The Public Health Act*, and the said Board has approved of the said source of supply and of the carrying out of the said works as recommended in the said reports, and has reported in writing that it is of opinion that it is necessary in the interest of the public health that such works should be established; and whereas the said corporation has had a report of a water supply and works to be undertaken prepared by Archibald Currie, C.E., bearing date February 21, A.D. 1914, and providing for the installation of a new system of water supply, the source of supply being at a point in the Ottawa River, and the said report providing for mechanical filtration of the water of the said Ottawa River; and whereas certain questions have been submitted to a vote of the municipal electors of the City of Ottawa, pursuant to the provisions of an Act passed at the present session of the Legislature, when 6,236 of the said electors voted in favor of the Thirty-one Mile Lake scheme

as reported upon by Sir Alexander R. Binnie and Dr. A. C. Houston, and 7,544 of the said electors voted in favor of the Ottawa River mechanical filtration scheme as reported upon by Archibald Currie, C.E., in his report of February 21, 1914; and whereas it is expedient that provision should be made for the establishment of an improved system of water supply for the City of Ottawa;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Preparation  
of plans  
and speci-  
fications  
for  
mechanical  
filtration.

1. The Corporation of the City of Ottawa shall forthwith proceed to procure and submit to the Provincial Board of Health general plans and specifications in accordance with the report of Archibald Currie, C.E., dated February 21st, 1914, being an improved supply of water for the City of Ottawa by way of mechanical filtration of the Ottawa River, with such changes as to details in the location of the intake pipe as may be deemed advisable by the engineers hereinafter mentioned, and for the purpose of preparing and drawing such plans and specifications the mayor of the said city may employ and engage at the expense of the said corporation such expert water engineers and expert assistance as he may think necessary.

Power to  
borrow  
\$2,000,000.

2. Upon the approval being given by the Provincial Board of Health of such plans and specifications with such changes and variations therein as may be deemed necessary by the board the said corporation shall forthwith pass all necessary by-laws for borrowing a sum not exceeding \$2,000,000 for the construction and establishment of such works in accordance with such plans and specifications as so approved and shall immediately commence the said works and carry them to completion without unnecessary delay.

Assent of  
electors not  
required.

3. It shall not be necessary to obtain the assent of the electors of the City of Ottawa to any by-law for incurring a debt for the purpose of the construction and establishment of works in accordance with such plans and specifications so approved by the Provincial Board of Health as aforesaid.

Power of  
Provincial  
Board of  
Health to  
proceed on  
default  
of city.

4. If the council of the said corporation fails to pass the necessary by-law or by-laws for the construction and establishment of such works within one month after receipt of notice by the city clerk of the said corporation of the approval by the Provincial Board of Health of the said plans

and

and specifications, the Provincial Board of Health may itself proceed and establish all such works, and shall for that purpose have all the powers of the Municipal Corporation of the City of Ottawa, and any by-law passed by the Provincial Board of Health for the construction and establishment of the said works or for the raising of money in connection therewith shall have the same force and effect as if passed by the Municipal Corporation of the City of Ottawa.

5. If the Provincial Board of Health refuses to approve of the plans and specifications mentioned in section 1, the council of the said corporation shall, immediately after notification of such refusal to the city clerk of the said corporation, commence and carry to completion without unnecessary delay the works recommended in the plans, specifications and reports of Sir Alexander R. Binnie and Dr. A. C. Houston in the month of October, 1913.

6.—(1) It shall not be necessary to obtain the assent of the electors of the City of Ottawa to any by-law for incurring a debt for the purpose of the construction of the said works so reported upon by the said Sir Alexander R. Binnie and Dr. A. C. Houston, but in the event of it becoming the duty of the council of the said corporation to undertake the said work, by-law number 3678 of the City of Ottawa, set out in schedule "A" hereto as amended by subsection 2 of this section, shall be and become confirmed and declared to be legal, valid and binding, and the said corporation shall borrow a sum not exceeding eight million dollars (\$8,000,000) to provide for the cost of the construction of the said works and acquisition of the water, lake or lakes, land and water powers necessary in connection therewith as provided by the said by-law, and may expend the whole of the said sum or such part thereof as may be necessary in the construction of works and the acquisition of the water, lake or lakes, land and water powers outside of the Province of Ontario in like manner in all respects as if the same were within the Province of Ontario, and all debentures issued or to be issued under the said by-law, and all levies, rates and assessments made or to be made for payment of the said debentures shall be and become confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

(2) In the event of the said by-law 3678 being confirmed as in the last subsection hereof provided, it shall be amended by striking out the words and figures "thirty (30)" whenever they occur in the said by-law and by substituting therefor the words and figures "fifty (50)," and by striking out the

the words and figures "one hundred and forty-two thousand six hundred and fifty dollars (\$142,650)" wherever they occur in the said by-law and by substituting therefor the words and figures "fifty-two thousand five hundred dollars (\$52,500)," and by striking out the words and figures "five hundred and two thousand six hundred and fifty dollars (\$502,650)" wherever they occur in the said by-law and by substituting therefor the words and figures "four hundred and twelve thousand five hundred dollars (\$412,500)."

Power of  
Provincial  
Board of  
Health to  
proceed  
with work  
in default  
of city.

7. If the council of the said corporation fails to proceed with the work as directed by section 5, or if in the opinion of the Provincial Board of Health there should be any unnecessary delay in carrying the said work to completion, the Provincial Board of Health may itself proceed and establish and carry to completion all the works reported upon by the said Sir Alexander R. Binnie and Dr. A. C. Houston, and shall for that purpose have all the powers of the Municipal Corporation of the City of Ottawa, and any by-law passed by the Provincial Board of Health for the establishment or completion of the said works or for the raising of money in connection therewith shall have the same force and effect as if enacted by the Municipal Corporation of the City of Ottawa.

What deemed  
compliance  
with Public  
Health Act.

8. Any plans, specifications and engineer's reports submitted to the Provincial Board of Health and approved by the Board in connection with any work undertaken under the provisions of this Act shall be deemed to be a sufficient compliance with the provisions of *The Public Health Act* as to the submission of plans, specifications and engineer's reports, but the Board may nevertheless, from time to time during the course of the construction of any works undertaken under the provisions of this Act, require further or detailed plans and specifications to be submitted for approval, and the works in accordance with the said further detailed plans and specifications shall not be proceeded with until such detailed plans and specifications have been approved by the Board.

Prohibition  
as to bringing  
action.

9. No action, motion or legal proceeding shall be had, taken or made to prevent, delay or interfere with the construction of any works undertaken under the provisions of this Act with the approval of the Provincial Board of Health or with any proceedings had or taken by either the Municipal Corporation of the City of Ottawa or the said Board in carrying out any of the provisions of this Act.

## SCHEDULE "A."

## BY-LAW No. 3678.

A By-law to authorize the issue of debentures of the Corporation of the City of Ottawa to the amount of eight million dollars (\$8,000,000.00) for the purpose of providing for the cost of acquiring a supply of water for the Waterworks of the said Corporation and for the acquisition of the necessary lands and for the construction of the necessary works.

Whereas, by Section 2 of Chapter 109 of the Acts of the Legislature of the Province of Ontario, passed during the Session thereof held in the third and fourth years of the reign of His Majesty King George V, and intituled "An Act respecting the City of Ottawa," the Corporation of the City of Ottawa was authorized to take from any lake or lakes in the County of Ottawa, in the Province of Quebec, and convey to the said city a supply of water for its Waterworks, its municipal purposes and the use of the inhabitants of the said city.

And, whereas, by sub-section 3 of Section 2 of the said Act, it was further enacted that the said Corporation might construct, maintain and operate all such works, and acquire by gift, purchase or expropriation, and hold all such water, lake or lakes, land and water powers as might be necessary for the said purposes, in the City of Ottawa, and the County of Carleton, in the Province of Ontario, and in the County of Ottawa, in the Province of Quebec.

And, whereas, by an Act of the Parliament of the Dominion of Canada, chaptered 166 of the Acts passed during the Session thereof, held in the third and fourth years of the reign of His Majesty King George V, and intituled "The City of Ottawa Water Act, 1913," the said Corporation was authorized and empowered, with the consent and subject to the approval of the Government of the Province of Quebec, to take a supply of water from any lake or lakes in the County of Ottawa, in the Province of Quebec, except Big White Fish Lake, a tributary of the Lievre River, for its municipal purposes and the use of the inhabitants of the said city, and for such other purposes as will more fully appear by reference to the said Act, and to convey water from any such lakes to the said City of Ottawa.

And, whereas, by the said City of Ottawa Water Act, 1913, it was further provided that the said Corporation might construct, maintain and operate all such works as are necessary or advantageous for the purposes set out in the said Act.

And, whereas, by the said City of Ottawa Water Act, 1913, it was further provided that the said Corporation might with the consent and subject to the approval of the Government of the Province of Quebec, enter upon and take any of the ungranted lands of the Crown in the said County of Ottawa, and might acquire, by gift, purchase, lease or expropriation, such other lands, lakes and water and such water powers, rights, easements and servitudes as are necessary for the purpose of the said Act, and might hold and use the same.

And, whereas, the said Corporation have had a survey of the water, lakes and lands situate in the said County of Ottawa, in the Province of Quebec, known as Thirty-One Mile Lake, Pemichangan Lake and Long Lake, and of the watersheds surrounding the same and contiguous thereto, and of the lakes, rivers, streams, lands and waters comprised within the said watersheds, made by Sir Alexander R. Binnie, M.I.C.E., who has reported, in writing, to the Council of the said Corporation in the month of October, A.D. 1913, recommending that the said Corporation should procure a supply of water from the said lakes.

And

And, whereas, the said Corporation have had a report in writing as to the quality of the water contained in the said lakes prepared by A. C. Houston, M.D.

And, whereas, the said reports have been submitted to, and have been approved of by the Council of the said Corporation at a special meeting thereof, held at the City of Ottawa, on the seventeenth day of October, A.D. 1913.

And, whereas, the said survey and reports have been submitted to and approved of by the Provincial Board of Health of the Province of Ontario.

And, whereas, pursuant to the provisions of the Public Health Act, the said Provincial Board of Health has approved of the source of supply of the said water and of the carrying out of the said works as recommended in the said reports, and have reported, in writing, that it is of the opinion that it is necessary in the interest of the public health that the said works should be established.

And, whereas, by reason of the provisions of the Public Health Act, it is necessary and desirable that the said Corporation should exercise the powers conferred upon it by the said above mentioned Acts of the Legislature of the Province of Ontario, and of the Parliament of the Dominion of Canada respectively, and all other powers and authority vested in them by any and all other Act or Acts of the said Legislature, and of the said Parliament, or by any other Parliament or Legislature, or by any other lawful and competent authority them enabling.

And, whereas, the said Corporation proposes to exercise all such powers and authority so far as the exercise thereof may be necessary and convenient to authorize, empower and enable the said Corporation:

(a) To take a supply of water from those certain lakes situate in the County of Ottawa, in the Province of Quebec, known and laid down upon the official plans of the said County of Ottawa as Thirty-One Mile Lake, Pemichangan Lake, and Long Lake, or from some one or more of them, and from the lakes, rivers, streams, lands, waters and watersheds surrounding the same and contiguous thereto, for its municipal purposes and for the use of the inhabitants of the said City of Ottawa, and for such other purposes as are authorized by the said Act of the Parliament of the Dominion of Canada, intituled "The City of Ottawa Water Act, 1913."

(b) To convey such water from such lakes, or from any one or more of them, to the said City of Ottawa, and to such other municipal corporations in the Provinces of Ontario and Quebec as the said Corporation may be authorized and may agree to supply under such terms, contracts and agreements, and for such rents, prices, rates and considerations as may be agreed upon between the said Corporation and such other Municipal Corporations.

(c) To enter upon, take, purchase, acquire, lease and expropriate, and to hold and use all lands, lakes, water, water powers, rights, easements and servitudes as may be necessary for such purposes, to make payment therefor, and to compensate such persons, co-partnerships, corporations and bodies as may be injuriously affected in respect of any property, right, interest, timber license or other license, easement or servitude.

(d) To construct, maintain, repair and operate all such works as are necessary or advantageous for the purposes aforesaid.

(e) To enter into all necessary and proper contracts, agreements, leases and conveyances as may be necessary or expedient to enable the said Corporation to fully exercise the said powers.

(f)

(f) And generally to exercise all such rights, powers and privileges as the said Corporation lawfully may exercise to provide for the construction, maintenance and operation of the said works.

And, whereas, it will be necessary for the said Corporation to construct, maintain and operate, as part of the said works, a reservoir or reservoirs for the storing of water at or near the unincorporated village of Chelsea, in the said County of Ottawa, and to enter upon, take, purchase, expropriate and acquire all necessary land, water, buildings, premises, rights, interest, easements and servitudes as may be expedient or necessary for the said purposes and to hold and use the same.

And, whereas, it will be necessary for the said Corporation to carry its proposed water pipe line or pipe lines over the waters of the Ottawa River and of the Gatineau River by means of certain bridges or erections to be constructed, erected and maintained with the approval of the Minister of Public Works for Canada.

And, whereas, it will be necessary for the said Corporation to have detailed surveys made of the lakes, lands, water and water powers to be taken and used and of the route to be followed in conducting the said water from the said lakes to the said City of Ottawa, and to have proper and sufficient plans, specifications, reports and profiles of the said works prepared for the use of the said Corporation in connection with the undertaking, completion and maintenance of the said works.

And, whereas, for the effectual carrying out of the said works, it is necessary to raise by debentures of the said Corporation the sum of eight million dollars (\$8,000,000.00) the proceeds of the said debentures to be applied for the said purposes and no other.

And, whereas, the amount of the whole rateable property of the said Corporation, according to the last revised Assessment Roll thereof, is ninety-five million, seven hundred and twenty thousand, six hundred and seventy-six dollars (\$95,720,676.00).

And, whereas, the whole of the existing debenture debt of the said municipality, exclusive of the local improvement debt secured by special rates and assessments, is eight million, one hundred and forty-three thousand, two hundred and sixteen dollars and fifty-one cents (\$8,143,216.51), whereof no part of the principal or interest is in arrear.

And, whereas, it is desirable and necessary, for the purposes aforesaid, to issue debentures of the said Corporation amounting to eight million dollars (\$8,000,000.00), such debentures to bear interest at the rate of four and one-half per centum (4½%) per annum and to be paid in thirty (30) years from the date of issue of such debentures.

And, whereas, it will require the sum of three hundred and sixty thousand dollars (\$360,000.00) to be raised annually by a special rate for the payment of interest upon the said debentures each year during the currency thereof, and also a further sum of one hundred and forty-two thousand, six hundred and fifty dollars (\$142,650.00) to be raised annually by a special rate each year during the currency of the said debentures for the purpose of creating a sinking fund for the payment of the said debentures, which sum will be sufficient with the estimated interest on the investment thereof to discharge the said debt when payable; making in all the sum of five hundred and two thousand, six hundred and fifty dollars (\$502,650.00) to be raised annually as aforesaid.

Therefore, the Municipal Council of the Corporation of the City of Ottawa enacts as follows:

1. It shall be lawful for the said Corporation to raise, by way of loan upon the security of debentures of the said Corporation from any person or persons, co-partnerships, body or bodies corporate, who may be willing to advance a sum not exceeding in the whole the sum of eight million dollars (\$8,000,000.00) for the purposes above recited.

2. It shall be lawful for the said Corporation to issue debentures to the amount of the said eight million dollars (\$8,000,000.00) in all, said debentures to be in sums of not less than \$100 Canadian currency or £20 Sterling, and to be sealed with the Seal of the said Corporation and signed by the Mayor and Treasurer thereof.

3. The said debentures shall be payable in Canadian currency at the head office of the Bank of Ottawa, in the City of Ottawa, or at the National Bank of Commerce, in the City of New York, in the State of New York, one of the United States of America, or in Sterling money at any chartered bank in London, England, in thirty (30) years from the date of issue of the said debentures, and shall have attached thereto coupons for the payment of interest.

4. The said debentures shall be dated the first day of July, A.D. 1914, and shall bear interest at the rate of four and one-half per centum ( $4\frac{1}{2}\%$ ) per annum from the date thereof, which interest shall be payable half yearly on the first days of the months of January and July in each year at the head office of the Bank of Ottawa, in the city of Ottawa, or at the National Bank of Commerce aforesaid, in the City of New York, or at any chartered bank in London, England.

5. During the currency of the said debentures there shall be raised annually, by a special rate for the payment of interest upon the said debentures, the sum of three hundred and sixty thousand dollars (\$360,000.00), and also a further sum of one hundred and forty-two thousand, six hundred and fifty dollars (\$142,650.00) to be raised annually by a special rate during the currency of the said debentures for the purpose of creating a sinking fund for the payment of the said debentures, making in all the sum of five hundred and two thousand, six hundred and fifty dollars (\$502,650.00) to be raised annually as aforesaid.

6. The said sum of one hundred and forty-two thousand, six hundred and fifty dollars (\$142,650.00) to be raised annually during the currency of the said debentures for the purpose of creating a sinking fund for the payment thereof, shall whenever and so often as it is raised by the said Corporation be paid by the Treasurer thereof to the Treasurer of the Province of Ontario so long as interest thereon at the rate of four per centum (4%) per annum, compounded yearly, is allowed thereon.

7. The said sum of eight million dollars (\$8,000,000.00) when obtained shall be applied to the purposes heretofore mentioned and to no other.

8. This By-law shall come into force and take effect on the first day of December, A.D. 1913.

Given under the Corporate Seal of the City of Ottawa, this 1st day of December, A.D. 1913.

Certified:

(Sgd.) JOHN HENDERSON,  
City Clerk.

(Sgd.) J. A. ELLIS,  
Mayor.

## CHAPTER 85.

## An Act respecting the Town of Parry Sound

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Council of the Corporation Preamble.  
of the Town of Parry Sound have by their Petition represented that the said Corporation have for several years past owned and operated an electric lighting and power system under the management and control of the Municipal Council of the said Corporation, deriving power therefor from the Seguin River which flows through the said Town; and that frequently in certain dry seasons said power has failed through the said Corporation's inability to save and store sufficient water by means of the dams owned and controlled by the said Corporation; and that the Parry Sound River Improvement Company, a Company incorporated under the provisions of *An Act respecting the Incorporation of Joint Stock Companies*, owning and controlling dams at different points on the said Seguin River and branches and tributaries thereof, have agreed to sell their said dams and all their capital stock, property, rights and other assets to the said Municipal Corporation for the price and on the terms set out in the agreement incorporated in By-law Number 415 of the said Town of Parry Sound, which by-law and agreement is fully set out in Schedule "A" hereto; and that By-law Number 415 has received the assent of the majority of the ratepayers of the said Town who voted thereon, three hundred and twenty-four voting in favour thereof and only forty voting against the same; and that the said Municipal Corporation desires power to enter into and make said agreement and to purchase, own, possess, enjoy and exercise the capital stock, property, rights, powers, privileges and other assets of the said Company and to utilize their said dams and other works and to repair, reconstruct and maintain the same and to build and maintain other dams and works necessary in that behalf for the purpose of saving and storing of additional electric power with the right and privilege of distributing, selling and disposing thereof for lighting, heating, manufacturing and other purposes and uses; and whereas it is expedient to grant the prayer of the said Petition:

Therefore

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law No.  
415 set  
out in  
schedule A  
confirmed.

1. The said By-law Number 415 of the Town of Parry Sound set out in Schedule "A" hereto is hereby confirmed and declared to be valid; and it shall be lawful for the said Municipal Corporation and the said Municipal Corporation is hereby authorized and empowered through the Municipal Council thereof, to enter into, make and execute said agreement with the Parry Sound River Improvement Company; and to purchase, own, possess, enjoy and exercise the capital stock, property, moveable or immovable, easements, rights, privileges, powers and other assets of the said Parry Sound River Improvement Company in as full a manner as the same were owned, enjoyed and exercised by the said Company (subject to any restrictions or obligations imposed by any Statute upon individuals or companies owning or operating dams or other works, upon navigable streams, rivers or other waters used for driving or floating logs or timber).

Authority  
to recon-  
struct dams,  
works, etc.

2. The said Municipal Corporation shall have the right and it shall be lawful for the said Municipal Corporation to repair, reconstruct, replace and maintain all or any of the dams, improvements or works of the said Parry Sound River Improvement Company; and to acquire, build and maintain other dams or works at such points on the said Seguin River, its branches and tributaries within the District of Parry Sound as may be deemed advisable by the said Municipal Corporation; and to abandon and remove any of the said dams or works; and to save and store water for the purpose of generating electric power for the said Municipal Corporation.

Distribution  
and sale of  
electrical  
power.

3. It shall be lawful for the said Municipal Corporation to transmit, distribute, sell and dispose of electric power generated as aforesaid, for lighting, heating, manufacturing and other purposes and it shall be lawful for the said Municipal Corporation to erect, construct, procure, acquire, hold, instal, maintain and operate all machinery, buildings, excavations, erections, poles, wires, attachments, equipments, materials and plant requisite and necessary for generating, making, supplying, furnishing and transmitting electric power as aforesaid.

Power to  
acquire and  
hold lands.

4. In the exercise and enjoyment of the powers hereby granted the said Municipal Corporation shall do as little damage as possible to any private or public interest affected thereby; and it shall be lawful for the said Corporation for any of the purposes aforesaid to purchase, acquire, enter upon and hold any of the lands necessary in that behalf.

5. The said Municipal Corporation shall compensate all persons, corporations or municipalities injuriously affected by the exercise of the said powers hereby granted either in the way of flooded or drowned lands or otherwise; and for lands taken or entered upon as aforesaid.

Compensation for lands taken or injured.

6. The provisions of *The Municipal Act* and amendments thereto respecting arbitrations shall apply to the settlement of all claims made against the said Municipal Corporation for lands taken or damaged as aforesaid.

Application of Rev. Stat. c. 192.

### SCHEDULE "A."

By-law No. 415, being a by-law to authorize and provide for the purchase of the property and capital stock of the Parry Sound River Improvement Company.

Whereas the Parry Sound River Improvement Company is incorporated under an Act of the Legislature of Ontario entitled *An Act respecting the Incorporation of Joint Stock Companies by Letters Patent*, and is granted powers by said Letters Patent of acquiring, constructing and maintaining at different places in and upon the following rivers and their tributaries in the said District of Parry Sound, that is to say:—The Seguin River and its tributaries, the Boyne River and its tributaries, the Shebeshekong River, the Blackstone River and its tributaries, Blair's Creek and its tributaries, Old Man's Creek and its tributaries to Old Man's Lake, and in and upon all other rivers and creeks and tributaries of the same in the said District of Parry Sound (save and except the tributaries of the Shebeshekong River aforesaid) that empty into the waters of Parry Sound and the Georgian Bay between Moon River on the south and east and Shawanaga River on the north and west, but not including either the said Moon River or the said Shawanaga River, dams, booms, slides, piers and all other works necessary to facilitate the transmission of timber down the said rivers and their said tributaries, and for the purpose of blasting rocks, dredging and removing shoals and other impediments from and for otherwise improving the navigation of the said rivers and their tributaries under the name of "The Parry Sound River Improvement Company";

And whereas the Municipal Council of the Corporation of the Town of Parry Sound deem it expedient that the said Corporation should acquire the property, stock, rights, powers and other assets of the company for the purpose of generating on the said rivers electric power for use in or about the said town;

And whereas the said company have agreed with the said municipality to sell their said property, stock, rights, powers and assets at any time before the first of June, 1914, at the price and on the terms set out in the agreement marked Schedule "A" hereto, forming part of this by-law;

And whereas for the purpose aforesaid it will be necessary for the town to issue debentures for the sum of four thousand and five hundred dollars, which is the amount of the debt intended to be created by this by-law and to provide for the payment of the same and interest thereon and in the manner hereinafter mentioned, the proceeds of the said debentures to be applied for purchase of the property and stock of the said company in accordance with the terms of said agreement;

And

And whereas the amount of the whole rateable property of the Town of Parry Sound according to the last revised assessment roll thereof is one million seven hundred and sixty-three thousand nine hundred and twenty-six dollars (\$1,763,926);

And whereas the total amount required to be raised annually for a period of ten years by special rate for paying said debentures, being a portion of the said debt and interest, is the sum of five hundred and eighty-two and seventy-seven hundredths dollars over and above all other rates and assessments;

And whereas the amount of the existing debenture debt of the said municipality is two hundred and five thousand seven hundred and two and seventy-five hundredths dollars (\$205,702.75), exclusive of thirty-four hundred and thirty-four and thirty hundredths dollars (\$3,434.30), the latter being the amount of the debenture debt due in respect of local improvements;

And whereas no part of the said principal money or interest is in arrear;

Now therefore the Municipal Council of the Corporation of the Town of Parry Sound enacts as follows:—

1. That the said sum of four thousand five hundred dollars be expended by the said town in purchasing from the said company all the real estate and chattel property, capital stock, rights, powers, easements, and all and sundry the assets of the said company, and that for the purpose of raising the said sum it shall be lawful for the Mayor of the said town to cause any number of debentures to be issued to the amount of four thousand five hundred dollars in sums of not less than one hundred dollars each, which said debentures shall be sealed with the seal of the said corporation and signed by the Mayor and countersigned by the Treasurer thereof.

2. That the said debentures shall bear interest at the rate of five per cent. (5%) per annum, which shall be included in and made payable in the debentures, with the instalments of principal maturing in each and every year.

3. That a portion of the debentures issued under paragraph 1 of this by-law shall be made payable on the thirty-first day of December in each and every year for a period of ten years, so that the sum to be levied annually for principal and interest shall be as nearly as may be equal in each year, and the said sum to be raised and levied annually in respect of said debentures is hereby fixed at \$582.77, which amount shall be raised annually by special rate sufficient therefor on the whole rateable property of the said corporation over and above all other rates.

4. That the yearly instalments shall be payable on the thirty-first day of December in each and every year as follows:—

Year.	Interest.	Principal.	Total.
1 .....	\$225 00	\$357 77	\$582 77
2 .....	207 12	375 65	582 77
3 .....	188 33	394 44	582 77
4 .....	168 60	414 17	582 77
5 .....	147 90	434 87	582 77
6 .....	126 15	456 62	582 77
7 .....	103 32	479 45	582 77
8 .....	79 35	503 42	582 77
9 .....	54 18	528 59	582 77
10 .....	27 75	555 02	582 77

5. That the principal and interest on the debentures issued under this by-law shall be payable at the Treasurer's office in the Town of Parry Sound.

6. That the Mayor and Clerk are hereby authorized to attach the Corporate Seal to the said provisional or optional agreement marked Schedule "A" hereto, and to enter into, make, execute and deliver the same, and such agreement is hereby incorporated with and forms part of this by-law.

Passed this twentieth day of January, A.D. 1913.

(Sgd.) J. A. JOHNSON,  
Mayor.  
(Sgd.) E. E. ARMSTRONG,  
Clerk.

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THIS IS SCHEDULE "A" TO BY-LAW No. 415.

THIS AGREEMENT made the eighth day of December, 1913,

BETWEEN THE PARRY SOUND RIVER IMPROVEMENT COMPANY, incorporated under *The Act respecting the Incorporation of Joint Stock Companies by Letters Patent*, hereinafter called "the Company," of the First Part, and

THE MUNICIPAL CORPORATION OF THE TOWN OF PARRY SOUND, hereinafter called the "Municipality," of the Second Part, witnesseth as follows:—

First—For and in consideration of ten dollars and other good and valuable considerations paid by the Municipality (the receipt whereof is hereby acknowledged) the Company agrees, upon the request of the Municipality, provided such request be made to the Company on or before the first day of June, 1914, to sell, convey, transfer, assign and deliver to the Municipality or its nominee the following, namely: All the real estate, goods, chattels and effects, dams or other river improvements, easements, rights and powers, contracts and agreements, and all and sundry the assets of every nature and kind whatsoever now belonging to the Company.

And the Company doth further covenant and agree to have transferred or assigned to said Municipality or its nominee, trustee or trustees, all the capital stock of the said Company.

Second—The Municipality shall have and is hereby given the exclusive right and option to purchase from the Company all the foregoing property on or before the first day of June, 1914, for the consideration of five thousand dollars, to be paid by the Municipality within sixty days after the acceptance of this option, the sum paid for this option to be credited on the said purchase price.

Third—The five hundred dollars payable by the Municipality to the Company under and by virtue of an agreement made between the parties and dated 4th day of March, 1913, shall, in the event of this option being accepted in accordance with its terms, be credited when paid on account of the said purchase price of five thousand dollars.

Fourth—The Company shall within three days after notice to that effect furnish and deliver to the Municipality for examination by its counsel full and complete abstracts of title and all other documents in its custody or possession relating to the said property.

Fifth—This option may be accepted at any time before twelve o'clock noon on the first day of June, 1914, by letter mailed and registered, addressed to the Secretary of the Parry Sound River Improvement Company, Parry Sound, Ontario, or delivered to the said Secretary in person.

Sixth

Sixth—The Municipality will submit a by-law to the electors to provide for the purchase of the Company's said property as soon as may be hereafter, and will also apply at the next session of the Legislature for such legislation as may be necessary.

Seventh—In case said by-law is passed and said legislation obtained but said option is not accepted, the agreement between the Municipality and the Company or the year 1913 respecting the saving of water shall be extended to include the year 1914.

Eighth—In case the Company shall be required to make any reasonable and necessary repairs to their said works or do any work necessary for the saving of water pending the acceptance of this option, then in case of the acceptance thereof the Municipality shall reimburse the Company all moneys expended in such repairs or for such work.

This agreement and everything herein contained shall enure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

In witness whereof the parties hereto have affixed their Corporate Seals under the hands of their proper officers.

Sealed, signed and delivered  
in the presence of

J. P. WEEKS.

J. D. BROUGHTON.

(Corporation Seal.)

PARRY SOUND RIVER IMPROVEMENT  
COMPANY, LIMITED,

J. N. WILLIAMS,

*Pres.*

WM. GARTSHORE,

*Sec.-Treas.*

(P.S.R.I. Co. Seal.)

JOHN PURVIS,

*Mayor.*

E. E. ARMSTRONG,

*Clerk.*

## CHAPTER 86.

## An Act respecting the Town of Pembroke

*Assented to 1st May, 1914.*

**W**HEREAS the Municipal Corporation of the Town of <sup>Preamble.</sup> Pembroke has by petition represented that a certain by-law intituled "A By-law for granting to the Grand Trunk Railway Company of Canada a fixed assessment of their property in the Town of Pembroke," being By-law No. 563 of the said corporation, was submitted to the electors on the 14th day of March, 1913, when 476 voted for and 155 voted against the said by-law; and whereas the said corporation has by petition further represented that a certain by-law intituled "A By-law for granting John Torrance Stuart a Bonus," being By-law No. 597 of the said corporation, was submitted to the electors on the 5th day of January, 1914, when 504 voted for and 197 voted against the said by-law; and whereas it was deemed advisable by the said corporation to amend said By-law No. 597 by By-law No. 606 of the said corporation, intituled "A By-law to amend By-law Number 597 being a By-law for granting John Torrance Stuart a Bonus," which said By-law No. 606 was passed by the said corporation, on the 2nd day of March, 1914; and whereas it is in the interests of the said corporation that said By-laws Numbers 563 and 606 should be confirmed; and whereas no opposition has been offered to the said petition; and whereas the said corporation has prayed that an Act be passed for the above purposes; and whereas it is deemed expedient to grant the prayer of said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** By-law No. 563 of the Corporation of the Town of <sup>By-laws 562 and 606 confirmed.</sup> Pembroke, being a by-law intituled "A By-law for granting to the Grand Trunk Railway Company of Canada a fixed assessment of their property in the Town of Pembroke," and set out as Schedule "A" hereto, and By-law No. 606 of the

Corporation

Corporation of the Town of Pembroke, being a by-law intituled "A By-law to amend By-law number 597 being a By-law for granting John Torrance Stuart a Bonus." and set out as Schedule "B" hereto, shall be legal, valid and binding on said corporation and the ratepayers thereof and on any other person or persons affected thereby.

#### SCHEDULE "A."

##### BY-LAW No. 563.

A by-law for granting to the Grand Trunk Railway Company of Canada a fixed assessment of their property in the Town of Pembroke.

Whereas The Grand Trunk Railway Company have under consideration the improvement of their station, freight-sheds and yards in the said Town of Pembroke, and have agreed with the said town to expend certain sums of money and to construct certain works;

And whereas the said company have requested the said corporation to grant to them a fixed assessment on their property in the Town of Pembroke of thirty-five thousand two hundred dollars (\$35,200.00) for a term of twenty (20) years;

And whereas the said company, in consideration of the said fixed assessment, have entered into an agreement with the said corporation, which reads as follows:—

Memorandum of Agreement, made this twenty-seventh day of December, one thousand nine hundred and twelve,

Between:—

The Corporation of the Town of Pembroke, hereinafter called the "Corporation" of the first part,

and

The Grand Trunk Railway Company of Canada, hereinafter called the "Company" of the second part.

Whereas the said Company desires to make certain railway terminal improvements in the Town of Pembroke which include a passenger station estimated to cost at least twenty thousand dollars (\$20,000) and other changes and betterments in yard and freight sheds involving a very considerable outlay;

And whereas the said Company has applied to the said Corporation for a fixed assessment for municipal taxation purposes at the present assessed valuation, on its property in the said town for a term of twenty (20) years;

And whereas the council of the said Corporation has agreed to submit a by-law to the ratepayers of the said Corporation to fix the assessment of all the property of the said Company within the present limits of the Town of Pembroke at the sum of thirty-five thousand two hundred dollars (\$35,200), the present assessed valuation, for a term of twenty (20) years, for the purposes of municipal taxation only, and not for school taxation purposes.

Now therefore this agreement witnesseth as follows:—

1. That the said Company hereby agree to expend in the said town in the improvements of its station, station grounds, tracks, freight sheds, yards and premises, a sum of money from sixty thousand dollars (\$60,000) to seventy-five thousand dollars (\$75,000), which said improvements and works will be completed during the year 1913; these sums to include amounts paid for property purchased in 1912.

2. The said Company also agrees that it will, on or before the 1st day of January, 1914, remodel the buildings now on Lot Number One hundred and fifty-eight (158) on the corner of Pembroke and MacKay Streets, and on the property known as the Mill Square in the Supply Section of the said town, so as to provide a railway station for said Company, such remodelling of said buildings to be in accordance with the sketch submitted herewith, the expenditure in connection therewith to be not less than twenty thousand dollars (\$20,000).

3. Said Corporation hereby fixes the assessment of the property of the said Company as set out in the schedule hereto annexed marked "A," at the sum of thirty-five thousand two hundred dollars (\$35,200), for a term of twenty (20) years from the first day of January, 1913, and upon such fixed assessed valuation in each of said twenty (20) years shall be levied and charged only the usual and same rates as are levied and charged by the Corporation for municipal taxation purposes in each of said years on the general assessment of the Town of Pembroke.

4. It is understood and agreed that nothing in this agreement contained shall affect the assessment and taxation of any of the Company's property for school purposes.

5. Provided also that in the event of the Company, during the term of this agreement, selling any of the property as set forth in said schedule, the property so sold shall become liable to assessment and taxation in the usual manner without regard to the terms of this agreement, and the Company's fixed assessment as above set forth shall be reduced by the amount of the assessed value of the said sold property as it was assessed for the year 1912.

6. This agreement is subject to the passing of a by-law to be submitted to the ratepayers of the Corporation for their assent thereto.

7. Subject to the passing of said by-law the parties hereto, if deemed advisable, will join in an application to the Legislature of the Province of Ontario for an Act to ratify and confirm this agreement and the said by-law.

8. And the said Company hereby agree to pay to the said Corporation all costs and expenses they may be at or put to in connection with the application to the Legislature of the Province of Ontario for an Act to confirm said by-law.

9. And the said Company also agree to deposit with the said Corporation the sum of one hundred dollars, which said sum of one hundred dollars is to defray the expense of submitting by-law to the ratepayers of the said Corporation hereinbefore mentioned, should such by-law carry and the said Company fail to carry out the terms mentioned in this contract; but should the said by-law hereinbefore mentioned be carried and the said Company carry out the conditions of this agreement, or should the said by-law be defeated, then the said sum of one hundred dollars is to be returned to the said Company.

10. Each of the parties hereto covenant and agree with the other to observe, perform and carry out the terms of this agreement according to the true intent and meaning thereof and it shall bind and enure to the benefit of the successors and assigns of the parties hereto respectively.

In

In witness whereof, the said parties have caused these presents to be signed and their corporate seals affixed.

Signed, sealed and delivered, in the presence of

By the Grand Trunk

(Sgd.) FRANK SCOTT,  
*Treasurer.*

(Sgd.) D. E. GALLOWAY.

THE GRAND TRUNK RAILWAY COMPANY OF CANADA,

By,

(Sgd.) E. J. CHAMBERLAIN, (Seal)  
*President.*

#### SCHEDULE "A."

Those parts of Mill Property, Supple Section, and of Lots 33 and 34, Concession Two, Pembroke Township, now in Supple Section owned by The Grand Trunk Railway Company,

The Wellington Block, south side of Pembroke Street, Supple Section,

Part of Lots 67 and 68, on MacKay Street, Supple Section,

Lot No. 130 and part of Lot No. 129, on Alfred Street, Supple Section,

Lots Nos. 99, 100, 101, 139, 140, 141, 142 and 143, on Herbert Street Supple Section,

Part of McLaren Block,

Parts of Blocks A, B, C, F, G, H, I, J, K, L and M, and whole of Blocks D and E, Supple Section,

Lot No. 158, on the corner of MacKay and Pembroke Streets, Supple Section,

Being all the lands at present owned by The Grand Trunk Railway Company of Canada, in the Town of Pembroke.

(Sgd.) E. J. C. (Seal)

And whereas the said Corporation deem it expedient to grant to the said Company such fixed assessment, upon the terms, the conditions and obligations as set out in said agreement.

Therefore the Municipal Corporation of the Town of Pembroke enacts and ordains as follows:—

1. That the assessment of the lands of The Grand Trunk Railway Company of Canada, situate in the Town of Pembroke and set out in the schedule to the agreement, a copy of which is above set out, be and the same is hereby fixed at the sum of thirty-five thousand two hundred dollars (\$35,200.00).

2. That the assessment so fixed as above shall be the amount for which the said Company shall be assessed for the term of twenty

(20) years from the 1st day of January, 1913, in respect to the land as set out in the schedule aforesaid, but at any time before the return of the assessment roll in any year, the said amount may be reduced by deducting therefrom the assessed value for the year 1912 of any land included in said schedule which has ceased to belong to the said Company.

3. That this by-law shall not come into force or effect until such time as the Council of the Corporation of the Town of Pembroke have by resolution signified that the said Grand Trunk Railway Company of Canada have fully carried out the terms of the agreement as set forth in this by-law.

4. That the votes of such of the electors of the said Town of Pembroke, who are by law entitled to vote thereon, shall be taken on this by-law on Friday, the fourteenth day of March, 1913, commencing at nine o'clock in the forenoon, and continuing until five o'clock in the afternoon of the said day, at the polling places in the said town:—

Murray Ward—At or near the corner of Millar and Murray Streets;

Moffat Ward—Town Hall;

Supple-White Ward—At or near the corner of MacKay and Pembroke Streets.

And Wm. Duff, A. J. Fortier and Finlay Watt shall be and are hereby appointed the receiving deputy returning officers for taking the said votes at the said polling places respectively.

5. That on Thursday, the thirteenth day of March, 1913, at the hour of eleven o'clock in the forenoon, at the Town Hall in the said Town of Pembroke, shall be the time and place at which and when persons will be appointed by the mayor to attend at the respective polling places and at the final summing up of the votes by the clerk of the said Corporation on behalf of the persons interested in and promoting or opposing the passage of the by-law respectively.

6. That the clerk of the said Corporation shall on Saturday, the fifteenth day of March, 1913, at the hour of eleven o'clock in the forenoon, at the Town Hall in the said Town of Pembroke, sum up the number of votes given for and against this by-law.

7. That this by-law will be finally considered in Council on Friday, the fourth day of April, 1913.

#### NOTICE.

Take notice that the above is a true copy of a proposed by-law which has been taken into consideration by the Municipal Council of the Corporation of the Town of Pembroke, and which in the event of the assent of the electors of the said town being obtained thereto will be finally considered in Council on Friday. The first publication of the said by-law is in the Pembroke Standard newspaper on Thursday, the 20th day of February, 1913, and take notice that the votes of the qualified electors of the said municipality will be taken thereon on Friday, 14th March, 1913, commencing at nine o'clock in the forenoon and closing at five o'clock in the afternoon of the same day, and at the hour, day and places fixed and by the deputy-returning officers named in the preceding by-law for taking the votes of the electors, the polls will be held.

Pembroke, February 19th, 1913.

Passed the 4th April, 1913.

A. J. FORTIER,  
*Clerk.*

WM. LEACY,  
*Mayor.*  
SCHEDULE

## SCHEDULE "B."

## BY-LAW NUMBER 606.

A by-law to amend By-law Number 597, being a by-law for granting John Torrance Stuart a bonus.

Whereas the said By-law Number 597, for granting a bonus to the said John Torrance Stuart mentioned therein and embodying an agreement dated the 7th day of October, 1913, between the said John Torrance Stuart and the Municipal Corporation of the Town of Pembroke, was on the 5th day of January, 1914, submitted to the vote of such of the ratepayers of the said Town of Pembroke as were qualified to vote thereon under the provisions of *The Municipal Act* and received the favourable vote of the requisite proportion of said ratepayers;

And whereas the said by-law was on the sixth day of February, 1914, finally considered by the Municipal Council of the said Town of Pembroke and passed;

And whereas the said by-law contains the following provisions as part of the said agreement:—

"2. And the said Trustee agrees that he will erect a factory within the limits of the Town of Pembroke for the manufacturing of hardwood specialties, one of the buildings of said factory to be of the dimensions of 80 feet by 275 feet and one of said buildings to be of the dimensions of 48 feet by 48 feet, the estimated cost of both of said buildings being \$20,000.00."

And whereas buildings of the said dimensions will not be suitable for the purposes contemplated by the said John Torrance Stuart;

And whereas the said John Torrance Stuart and the said the Municipal Corporation of the Town of Pembroke have agreed that instead of the dimensions mentioned in said Clause 2, the said buildings may be of the dimensions hereinafter set forth and that the said by-law be amended accordingly, subject to the approval of the Legislature of the Province of Ontario;

Now therefore the Council of the Corporation of the Town of Pembroke enacts as follows:—

1. That the said Clause 2 of said Agreement be and the same is hereby repealed and the following substituted therefor:—

"2. And the said Trustee agrees that he will erect a factory within the limits of the Town of Pembroke, for the manufacturing of hardwood specialties, said factory to contain at least the floor space equivalent of a one-storey building of the dimensions of 80 feet by 275 feet, and a one-storey building 48 feet by 48 feet, the cost of the same to be not less than twenty thousand (\$20,000.00) dollars, and the same to be as to dimensions and structure satisfactory to the mayor for the time being of the Town of Pembroke, and to equip the said factory with all machinery and plant necessary to carry on the manufacture of hardwood specialties, to the estimated value of seventy-five thousand (\$75,000.00) dollars, said factory to have a capacity of one hundred and fifty (150) hands and to be operated eleven (11) months in the year."

2. That this by-law shall come into effect immediately upon an Act being passed by the Legislature of the Province legalizing the same.

Passed this second day of March, 1914.

(Sgd.) A. J. FORTIER,  
Clerk.

(Sgd.) J. L. MORRIS,  
Mayor.

CHAPTER

## CHAPTER 87.

## An Act respecting the City of Peterborough

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the City of Peterborough <sup>Preamble.</sup> has by petition represented that by section 6 of chapter 82 of the Statutes of the Province of Ontario, passed in the Seventh year of the Reign of His late Majesty King Edward VII, the Water Commissioners of the City of Peterborough were constituted a body corporate under the name of The Peterborough Water Commissioners and by section 2 of the said chapter 82 it was enacted that the Corporation of the City of Peterborough might manufacture, generate, receive, rent, lease, transmit, deliver, use, supply, sell and distribute gas and electrical power or energy or either of them for all public and private purposes, upon such terms and subject to such conditions as to rates and otherwise, as the Hydro-Electric Power Commission of Ontario might from time to time prescribe, and that the management, control and operation of such business, appliances and plant should be vested in The Peterborough Water Commissioners, and it is enacted by *The Public Utilities Act* that where the cor- <sup>Rev. Stat. c. 204.</sup> poration of a city has entered into a contract with the Hydro-Electric Power Commission of Ontario for the supply of electrical power or energy, a commission shall be established for the control and management of all works undertaken for the distribution and supply of such electrical power or energy, or such control and management shall be entrusted to an existing Public Utilities Commission and the said corporation having heretofore entered into a contract with the said Hydro-Electric Power Commission of Ontario for the supply of electrical power or energy, it is desired to declare that The Peterborough Water Commissioners are an existing Public Utilities Commission within the meaning of the said *Public Utilities Act* and to change the name of The Peterborough Water Commissioners to that of Peterborough Utilities Commission, and that such commission should have and exercise all power and authority conferred on the city under the said Acts or heretofore vested in the said Peter-

borough Water Commissioners; that by an agreement entered into between the Corporation of the City of Peterborough and The Peterborough Light & Power Company, Limited, incorporated in By-law Number 1497 of the City of Peterborough, it was agreed that if the city should purchase or proceed to acquire the works and property of The Peterborough Light & Power Company, Limited, or any part or parts thereof, that in determining the price to be paid therefor, either by arbitration or otherwise, nothing should be taken into account or allowed to the company for prospective profits because of the granting to or enjoyment by the company of any rights conferred on the company by said By-law Number 1497; that by chapter 117 of the Statutes of the said Province passed in the second year of His Majesty's reign, as amended by chapter 114 of the Statutes passed in the third and fourth years of His Majesty's reign, the corporation was authorized to enter upon, acquire, take possession of, expropriate, and use any land, property, erections, machinery, works, plant and appliances of The Peterborough Light & Power Company, Limited, or any part thereof, in the City of Peterborough at the time of the passing of the said chapter 117 used or operated under By-law Number 1497 and the agreement set out therein, or used or operated in connection therewith or as a part of the system, plant, or appliances used or operated within the City of Peterborough for supplying electrical power or energy to customers of the company, paying for what was acquired or taken possession of such sum as might be agreed upon or settled by arbitration and upon acquisition and payment for the property expropriated, the rights, privileges and franchises of the company under the said By-law Number 1497 and the agreement set out therein, or to the use of the streets of the said city or any of them were to cease, determine and be at an end; and that the council of the said city has passed a by-law which before the final passing thereof was submitted to and approved by the Hydro-Electric Power Commission of Ontario, exercising the said right of expropriation and being unable to agree with the said company as to the sum to be paid therefor, the corporation and the company have each appointed an arbitrator to fix the said sum, but such sum has not been fixed; and that since the passing of said chapter 117 the company claims to have acquired a dam and power-house with equipments thereof, within the city which it was not intended by either of said Acts that the city corporation should acquire and that the same should be so declared and also to have it made clear by what means and in what manner and within what period the said property might be taken possession of by the city corporation and to provide means by which the said city corporation might ascertain certain de-

tailed

tailed information relating thereto from the company and the time within which the powers conferred by the said Acts may be exercised should be extended and to define what is intended to be an exercise of the said powers; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Peterborough Water Commissioners are hereby declared to be an existing Public Utilities Commission within the meaning of *The Public Utilities Act* and the corporate name of the Peterborough Water Commissioners is hereby changed to that of the Peterborough Utilities Commission, which shall continue to be a body corporate, and all special or general authority, powers and duties conferred or imposed by any Act now in force upon the Peterborough Water Commissioners or conferred or imposed by *The Public Utilities Act* on a Public Utilities Commission and the commissioners thereof are hereby conferred and imposed upon The Peterborough Utilities Commission and the commissioners thereof and the provisions of any Act now in force affecting the Peterborough Water Commissioners, together with the provisions of *The Public Utilities Act* in so far as they are applicable to and not inconsistent with any such Act, shall apply to the said Peterborough Utilities Commission and the commissioners thereof.

Water commissioners declared a commission within Rev. Stat. c. 204.

2. Section 1 of chapter 117 of the Acts passed in the second year of His Majesty's reign is amended by striking out the words after the word "use" in the sixth line down to and including the word "therein" in the twelfth line thereof and substituting therefor the words "the property as hereinafter defined of The Peterborough Light & Power Company, Limited."

<sup>2</sup> Geo. V, c. 117, s. 1 amended.

3. Section 1 of the said Act, chapter 117, is further amended by striking out the words after the word "paying" in the twelfth line thereof, down to and including the word "thereto" in the sixteenth line thereof and substituting therefor the words "therefor as hereinafter provided."

<sup>2</sup> Geo. V, c. 117, s. 1 amended.

4. Section 4 of chapter 114 of the Acts passed in the third and fourth years of His Majesty's reign is amended by striking out the words after the word "the" in the tenth line thereof and down to and including the word "Peterborough" in the twelfth line thereof, and substituting therefor the words "said property," and by striking out the words after the word "amended" in the third line thereof down to and including the word "and" in the eighth line thereof.

<sup>3-4</sup> Geo. V, c. 114, s. 4 amended.

2 Geo. V,  
c. 117, s. 1  
amended.

5. Section 1 of said chapter 117 is further amended by adding thereto the following as subsection 3:—

Company  
required to  
give notice  
to city as  
to contracts  
made for  
supply of  
power.

(3) The company shall within one month after this subsection comes into force serve a notice on the mayor of the city specifying what contracts have been entered into for the supply of electrical power or energy to the company or for the supply by the company of electrical power or energy to any person within the limits of the City of Peterborough which the company desires the city corporation to carry out giving full particulars of the terms of every such contract and in the event of the failure of the company so to do within such time the city corporation shall not be bound to carry out any contracts not specified in the said notice nor any contracts of which full particulars shall not have been given.

2 Geo. V,  
c. 117, s. 2  
amended.

6. Section 2 of said chapter 117 is amended by adding at the end of the said section the words following: "nor shall anything be taken into consideration or allowed for or on account of damages resulting from or occasioned by severance of any lands, works, or any other property of the company by the exercise of the powers conferred by this Act."

2 Geo. V,  
c. 117, s. 2  
amended.

7.—(1) Section 2 of said chapter 117 is further amended by adding thereto as subsection 2 thereof the following:—

Arbitration  
to deter-  
mine com-  
pensation.

(2) "In default of agreement between the city corporation and the company as to the amount to be paid for the property, taken under the powers conferred by this Act, the amount of such compensation shall be determined by arbitration in accordance with the provisions of *The Municipal Act* except as herein otherwise provided."

Rev. Stat.  
c. 192.

2 Geo. V,  
c. 117  
amended.

8. The said chapter 117 of the Acts passed in the second year of His Majesty's reign, is further amended by adding thereto as sections 4, 5, 6, 7, 8 and 9, the following:—

Company  
to furnish  
inventory of  
property.

4.—(1) The company shall within one month after this section comes into force furnish the city council with a complete list and inventory of the property of the company as herein defined, and within two months after this section comes into force a complete list and inventory, with full particulars, showing what was owned by the company prior to the 12th day of April, 1912, and full particulars of any and all additions made to the distributing system of the said company since the said date, but neither of the said

inventories

inventories shall be conclusive or binding in any way upon the city corporation or in any wise prejudice the rights of the said corporation in the exercise of the powers conferred by this Act.

- (2) The assets set forth in the first above-mentioned inventory shall, as against the company, be deemed to be the whole property of the company as herein defined, and the city corporation shall not be bound to pay to the company any compensation for or in respect of any assets of the company not included in the said inventory and not taken by the city, and in the event of any default under subsection one hereof the assets taken by the city corporation under the powers conferred by this Act shall be deemed to be the whole property of the company as herein defined.
5. At any time after the passing of the by-law for exercising the powers of expropriation hereunder, the council of the said city may on ten days' previous notice to the company apply to the Judge of the County Court of the County of Peterborough for an order and the said judge shall grant an order authorizing the said city corporation by its officers, officials or employees to enter upon, take possession of and use the property expropriated on payment into the Supreme Court of Ontario, or, at the option of the city corporation, to the company of such sum as may be fixed by the Hydro-Electric Power Commission of Ontario by way of deposit towards the sum to be thereafter fixed as the sum to be paid to the said company for the property expropriated by the said corporation, adjustment being made as of the end of the current calendar month, and after the issue and service of said order and upon payment as aforesaid of the said amount, the said city corporation by its officers, officials or employees shall have the right without further order or proceeding to enter upon, take possession of, and thereafter use the said property, and if any resistance or forcible opposition is made to the same being done, the said judge shall issue his warrant to the sheriff of the County of Peterborough, to put the said officers, officials, or employees of the city corporation in possession and to put down such resistance

ance or opposition which the said sheriff, taking with him sufficient assistance, shall accordingly do and the amount so paid into court shall remain in court until after the award fixing the sum to be paid by the city corporation to the company is made and shall be paid out to the city corporation on the payment to the company of the amount fixed by the said award as payable by the city corporation to the company; provided, however, that in the event of the city taking possession under this section, the arbitrators in fixing the amount to be paid by the city corporation to the company shall allow to the company interest at the rate of five per cent. per annum from the date of taking such possession until payment, upon such part, if any, of the amount fixed by the arbitrators, as has not been previously paid to the company, and that if the amount fixed by the arbitrators be less than the amount previously paid to the company, the company shall forthwith after the making of the award repay to the city corporation the difference between the said sums with interest thereon at the rate of five per cent. per annum from the date of payment by the city corporation to the company, to the date of repayment by the company to the city corporation.

What  
deemed  
exercise of  
powers.

6. The powers conferred by this Act shall be deemed to have been sufficiently and validly exercised by the passing of a by-law of the council of the City of Peterborough reciting the powers hereby conferred and containing a general description of the property intended to be taken and it shall not be necessary to submit such by-law to the electorate of the City of Peterborough for their approval.

Power to  
repeal or  
amend  
by-laws.

7. The council of the City of Peterborough shall have the right and power to amend, repeal or re-enact any by-law passed in the exercise of any powers conferred by this Act at any time before the entry into possession by the city on the property so taken and upon the repeal of any such by-law, it shall be deemed and considered as if the same had never been passed and the powers conferred by this Act shall not be deemed to be exhausted or affected in any way by the passing of any such by-law.

8. In this Act the word "property" shall mean and <sup>Definition of "property."</sup> include all poles, wires, insulators, generators, meters, lamps and all other materials, equipment, apparatus or plant owned by The Peterborough Light & Power Company, Limited, on the 12th day of April, 1912, situate within the City of Peterborough and used and operated under By-law Number 1497 of the City of Peterborough and the agreement therein set out or used or operated in connection with or as a part of the plant or appliances used or operated within the City of Peterborough for distributing electrical power or energy to the customers of the company within the City of Peterborough, including any additions to or substitutions in the distributing system of the said Company situate within the City of Peterborough, and which additions or substitutions are used for distributing electrical power or energy to the customers of the company within the said city, but not including the dam and power-house and equipment thereof conveyed by the Auburn Power Company of Peterborough, Limited, to the Peterborough Light & Power Company, Limited, or any lands purchased or acquired by, conveyed to, or vested in the company since the 12th day of April, 1912.

9.—(1) Notwithstanding anything herein contained, the Auburn Power Company of Peterborough, Limited, or its assigns, shall have the right to maintain and use on Anson and Hilliard Streets of the said city the high tension transmission line now established on the said streets for the purpose of conveying power from what is known as the Auburn plant to points outside the corporate limits of the said City of Peterborough and any renewals of the said high tension transmission line; the said right shall not entitle the said company or its assigns to any claim to compensation for the said right in the event of the acquisition or expropriation at any time by the said city corporation or the Hydro-Electric Power Commission of Ontario of the property or any part thereof of the Auburn Power Company of Peterborough, Limited, or its assigns.

(2) Nothing in this section contained shall affect the termination provided for by chapter 117 of the Acts

Acts passed in the second year of His Majesty's reign, as amended by chapter 114 of the Acts passed in the third and fourth years of His Majesty's reign, of the rights, privileges and franchises of the Peterborough Light & Power Company, Limited, under By-law No. 1497 and the agreement therein set out; nor shall anything in this Act contained be construed as including in the property to be acquired or expropriated by the said city corporation under this Act the said high tension transmission line referred to in this section.

Time within  
which city  
to exercise  
powers.

**9.** The city corporation shall within one year after the passing of this Act exercise the powers conferred by chapter 117 of the Acts passed in the second year of His Majesty's reign as amended by chapter 114 of the Acts passed in the third and fourth years of His Majesty's reign, and for the purposes of the construction of this section the powers conferred by this Act shall be deemed to be exercised at the time of the passing of the by-law or making of the agreement referred to in section 3 of the said chapter 117 of the Acts passed in the second year of His Majesty's reign, otherwise the last mentioned Act and chapter 114 of the Acts passed in the third and fourth years of His Majesty's reign and this Act shall be deemed to have been repealed.

3-4 Geo. V.  
c. 114,  
s. 4 (4)  
repealed.

**10.** Subsection 4 of section 4 of chapter 114 of the Acts passed in the third and fourth years of His Majesty's reign is repealed.

## CHAPTER 88.

## An Act respecting the City of Port Arthur.

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the City of Preamble  
Port Arthur, hereinafter called "the Corporation,"  
has by petition represented that the by-laws specified in  
Schedule "A" hereto have been duly passed after having  
been submitted to and received the assent of the ratepayers,  
and it is desirable that the said by-laws and the debentures  
issued or to be issued thereunder should be confirmed;  
and whereas by-law No. 1069, set out in Schedule "B"  
hereto, to authorize an agreement with John E. Conley,  
and the said agreement was submitted to the rate-  
payers and received their assent, 397 ratepayers vot-  
ing for and 100 ratepayers voting against the same;  
and whereas by-law No. 1070, set out in Schedule "C"  
hereto, to authorize an agreement with Davidson & Smith,  
and the said agreement was submitted to the ratepayers and  
received their assent, 399 ratepayers voting for and 99 rate-  
payers voting against the same; and whereas by-law No.  
1159, set out in Schedule "D" hereto, to authorize an agree-  
ment with the Canadian Pacific Railway Company and the  
said agreement has been duly passed; and whereas by-law  
No. 1158, set out in Schedule "E" hereto, to authorize an  
agreement with James W. Lyon, and the said agreement has  
been duly passed; and whereas by section 5 of *The City of  
Port Arthur Act, 1912*, chapter 118 of 2 George V., the cor-  
poration was authorized to pass a by-law to consolidate cer-  
tain debentures set out in Schedule "E" to the said Act and  
to issue consolidated debentures to the amount of \$1,885,000;  
and whereas the Corporation has on hand moneys to the  
credit of its sinking fund account; and whereas it is advis-  
able to authorize the Corporation to invest its sinking fund  
in the said consolidated debentures; and whereas the sewage  
of the said city is at the present time drained into Thunder  
Bay and it has become necessary to discontinue such drain-  
age into the Bay, and for that purpose it will be necessary  
to construct a new trunk sewer system and works for the dis-  
posal of sewage and to acquire lands for the purpose; and

.

whereas

whereas there are a large number of laboring men in the city seeking employment, and also a large number of employers of labour looking for men, and it is deemed advisable to institute and maintain a municipal labour and employment bureau; and whereas the public utilities of the City of Port Arthur are being managed by a Commission duly appointed by the Council and consisting of the Mayor and William P. Cooke, Lester Cain, William Marrigan and Malcolm C. Campbell; and whereas through inadvertence the said Commissioners were appointed by the Council and not elected as provided by *The Public Utilities Act*, 3-4 George V, chapter 41; and whereas it is advisable that the appointment of the said Commissioners be confirmed; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-laws specified in schedule A confirmed.

1. The by-laws specified in Schedule "A" hereto and the debentures issued or to be issued thereunder and all assessments made or to be made and rates levied or to be levied for the payment of the said debentures are confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof; provided that the words "District of Thunder Bay" where used in the agreement authorized by by-law No. 1150, mentioned in Schedule "A" hereto, shall be construed to mean the District of Thunder Bay as from time to time constituted, and that the said agreement shall not be construed to interfere with the formation of a new judicial district or a new county comprising a portion of the present Judicial District of Thunder Bay.

By-law No. 1069 and agreement with John E. Conley confirmed.

2. By-law No. 1069 of the Corporation and the agreement between the Corporation and John E. Conley, set out in Schedule "B" hereto, are confirmed and declared to be legal, valid and binding on the said John E. Conley and the Corporation and the ratepayers thereof, and the Corporation is authorized to issue the debentures and to do all other acts, matters and things necessary to carry out the terms of the said by-law and agreement.

By-law No. 1070 and agreement with Davidson & Smith confirmed.

3. By-law No. 1070 of the Corporation and the agreement between the Corporation and Davidson & Smith, set out in Schedule "C" hereto, are confirmed and declared to be legal, valid and binding on the said Davidson & Smith and the Corporation and the ratepayers thereof, and the corporation is authorized to issue the debentures and to do all other acts, matters and things necessary to carry out the terms of the said by-law and agreement.

4. By-law No. 1159 of the Corporation and the agreement<sup>By-law No. 1159 and agreement with the Canadian Pacific Railway Co. confirmed.</sup> between the Corporation and the Canadian Pacific Railway Company, set out in Schedule "D" hereto, are confirmed and declared to be legal, valid and binding on the said the Canadian Pacific Railway Company and the Corporation and the ratepayers thereof, and the Corporation is authorized to do all acts, matters and things necessary to carry out the terms of the said by-law and agreement.

5. By-law No. 1158 of the Corporation and the agree-<sup>By-law No. 1158 and agreement with James W. Lyon confirmed.</sup> ment between the Corporation and James W. Lyon, set out in Schedule "E" hereto, are confirmed and declared to be legal, valid and binding on the said James W. Lyon and the Corporation and the ratepayers thereof, and the Corporation is authorized to do all acts, matters and things necessary to carry out the terms of the said by-law and agreement, and to issue debentures for the cost of the work on the part of the city agreed to be performed in the said agreement.

6. The Council of the Corporation of the City of Port Arthur shall have power to authorize the construction of a<sup>Authority to construct trunk sewer system and sewage disposal works</sup> trunk sewer system in accordance with plans and specifications approved by the Provincial Board of Health, and the construction of all necessary works for sewage disposal, with power to acquire by purchase or expropriation or otherwise any lands necessary therefor, and with power to issue debentures to cover the cost thereof, payable in not more than forty years from the date of their issue.

7. The Council of the Corporation of the City of Port Arthur may at any time pass a by-law to authorize the estab-<sup>Establishment of municipal labour and employment bureau.</sup> lishment and maintenance of a municipal labor and employment bureau and to carry on all the works usually done or carried on by an employment agency.

8. The appointment of the Mayor and William P. Cooke,<sup>Appointment of public utility commissioners confirmed.</sup> Lester Cain, William Marrigan and Malcolm C. Campbell as The Public Utilities Commission of the City of Port Arthur, for the year 1914, is hereby confirmed and such persons shall have all the powers, rights and privileges conferred on Commissioners elected under *The Public Utilities Act*, 3-4 George V, chapter 41, and as if they had been duly elected as provided by the said Act, and no act, matter or thing done or proceedings taken by the said Commissioners since their appointment shall be open to question or be set aside or held or adjudged to be illegal or invalid on the ground that they were not elected as provided by the said Act.

9. The said corporation may lay down, construct, equip,<sup>Extension of street railway authorized</sup> maintain and operate branches or extensions of its electric street railway in and through the Township of McIntyre with the consent of the Corporation of the Municipality of

Shuniah

Shuniah, in and through the Township of Oliver with the consent of the corporation thereof, and in and through the unorganized Township of Ware with the consent of the Minister of Public Works, and for such purposes may pass by-laws with the assent of the electors to borrow money by the issue of debentures payable within thirty years after the date of the issue thereof.

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### SCHEDULE "A."

(1) By-law No. 1063, to authorize the installation of playground apparatus and to issue debentures for \$10,000 to cover the cost thereof.

(2) By-law No. 1068, to provide for the extension of the sewer system and to issue debentures for \$57,700 to cover the cost thereof.

(3) By-law No. 1086, respecting the exemption from taxation of the lands of The Port Arthur Wagons and Implements, Limited, and to authorize an agreement with that company.

(4) By-law No. 1148, to authorize grants to the hospitals.

(5) By-law No. 1149, to authorize the issue of debentures for \$35,000 to cover street railway expenditures.

(6) By-law No. 1150, to authorize agreement for the erection of Court House and Jail and to issue debentures for \$75,000.

(7) By-law No. 1151, to authorize extensions and additions to the electric street lighting system and the issue of debentures for \$8,000 to cover the cost thereof.

(8) By-law No. 1152, to authorize extensions and improvements to the electrical power system and to issue debentures for \$55,000 to cover the cost thereof.

(9) By-law No. 1153, to authorize the issue of debentures for \$137,850 to cover the shortage on the sale of debentures and for extra expenditure on certain works.

(10) By-law No. 1154, to authorize extensions and improvements to the telephone system and the issue of debentures for \$35,000 to cover the cost thereof.

(11) By-law No. 1155, to provide for the extension of the sewer system and to issue debentures for \$53,740 to cover the cost thereof.

(12) By-law No. 1156, to authorize the issue of debentures for \$202,167 for the extension of the waterworks system.

(13) By-law No. 1157, to authorize the erection of an addition to the Police Station and to provide for the issue of debentures for \$37,000 to cover the cost thereof.

## SCHEDULE "B."

## CITY OF PORT ARTHUR.

BY-LAW No. 1069.

By-law to authorize an agreement with John E. Conley.

WHEREAS the Council of the City of Port Arthur has entered into an agreement with John E. Conley (subject to the assent of the ratepayers) a copy of which agreement is hereunto attached, and it is expedient to make provision for the carrying out of the terms thereof, and to authorize the issue of debentures for \$25,000.00 to provide for the bonus therein mentioned, and to obtain the assent of the ratepayers to all the terms and conditions of the said agreement;

And whereas in order to raise the said sum it is necessary and advisable to issue debentures of the City of Port Arthur for the sum of \$25,000.00 which is the amount of the debt intended to be created by this by-law, the proceeds of the said debentures to be applied to the above purposes;

And whereas it will require the sum of \$2,089.55 to be raised annually by a special rate on the whole rateable property of the City of Port Arthur for the paying of the said sum of \$25,000 and interest on the debentures to be issued therefor, whereof \$1,250 is to be raised annually for the payment of interest during the currency of the said debentures and \$839.55 is to be raised annually on account of the payment of the sinking fund for the payment of the debt created by the said debentures;

And whereas the amount of the whole rateable property of the City of Port Arthur according to the last revised Assessment Roll thereof is \$26,285,452, of which \$4,260,285 is wholly exempt from taxation and \$3,580,075 is exempt except for school taxes.

And whereas the amount of the existing debenture debt of the City of Port Arthur is \$4,471,237.24, exclusive of local improvement debts secured by special acts, rates or assessments, and there is no part of the principal or interest in arrear;

And whereas it is advisable to issue the said debentures in sterling money, both as to principal and interest, to be payable at the Bank of Montreal, London, England, or at the Bank of Montreal at the City of Toronto, Canada, at the holder's option;

Therefore the Municipal Council of the Corporation of the City of Port Arthur enacts as follows:—

The Corporation of the City of Port Arthur may enter into the agreement with John E. Conley, a copy of which is hereunto attached, and may execute the same under the seal of the said Corporation and may carry out the terms thereof and do all things necessary therefor, and the execution of the said agreement by the Mayor and Clerk is hereby ratified, confirmed and adopted, and may pay the bonus as set out in the said agreement, and the property of the said John E. Conley shall be assessed in the manner set out in the said agreement.

That for the purpose aforesaid debentures of the City of Port Arthur shall be issued for the sum of \$25,000 in sums in sterling or Canadian money of the denomination of £100 each with one debenture of not less than £20, or \$100, for any odd amount, each of which debentures shall be payable on the 1st day of January, 1934, at the Bank of Montreal in the City of London, England, or at the Bank of Montreal at the City of Toronto, Canada, at the option of the holder of the debenture.

Each

Each of the said debentures shall be signed by the Mayor and Treasurer of the said City and the Clerk of the said City shall attach thereto the corporate seal of the said City.

The debentures shall bear interest at the rate of five per cent. per annum, and such interest shall be payable half-yearly at the said Bank on the first day of January and the first day of July in each and every year during the currency thereof, the first of such payments of interest to be made on the first day of July, 1914, and the said debentures shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the said Treasurer.

During the currency of the said debentures there shall be raised annually by special rate on all the rateable property in the City of Port Arthur the said sum of \$1,250 for payment of the interest on the said debentures and the said sum of \$839.55 for the purpose of creating a sinking fund for the payment of the debt hereby secured, making in all the sum of \$2,089.55 to be raised annually by special rate as aforesaid during each of the said twenty years.

This by-law shall take effect on the day of the final passing thereof.

The votes of the electors of the City of Port Arthur entitled to vote thereon shall be taken on this by-law at the following times and places, that is to say, on the 25th day of June, 1913, commencing at the hour of nine o'clock in the morning, and continuing until seven o'clock in the afternoon, of the same day, by the following Deputy Returning Officers and Poll Clerks:—

Ward No. 1, Polling Subdivision No. 1, at the Council Chamber in the Municipal Building on Arthur Street by W. A. McCallum as Deputy Returning Officer and by W. A. Clarke as Poll Clerk.

Ward No. 1, Polling Subdivision No. 2, at room in rear of R. A. Burriss' office, 31 Court Street, by F. D. Jackson as Deputy Returning Officer and by Farley Whittaker as Poll Clerk.

Ward No. 2, Polling Subdivision No. 1, at Morning Herald Office, 194 Ambrose Street, by Geo. A. Rapsey as Deputy Returning Officer and by Gerald McTeigue as Poll Clerk.

Ward No. 2, Polling Subdivision No. 2, at Michael Sirlanni's Store, 50 Secord Street, by A. Roberts as Deputy Returning Officer and by S. J. Trickey as Poll Clerk.

Ward No. 2, Polling Subdivision No. 3, at Anderson's Store, 218 Algoma St. S., by J. H. Beamish as Deputy Returning Officer and by A. H. Merrix as Poll Clerk.

Ward No. 2, Polling Subdivision No. 4, at John Ostaff's Store, 416 Algoma St. S., by I. D. Dennison as Deputy Returning Officer and by Reginald Adams as Poll Clerk.

Ward No. 3, Polling Subdivision No. 1, at A. Elliott's House, 87 Cumberland St. N., by Hull Austin as Deputy Returning Officer and by T. W. Kinder as Poll Clerk.

Ward No. 3, Polling Subdivision No. 2, at Mrs. Pascoe's residence, 530 Van Norman St., by F. Thynne as Deputy Returning Officer and by Norman Lunan as Poll Clerk.

Ward No. 3, Polling Subdivision No. 3, at City Storehouse, Front St., by J. A. Clarke as Deputy Returning Officer and by T. J. C. Rodden as Poll Clerk.

Ward No. 3, Polling Subdivision No. 4, at Christenson's Store, 34 Ruttan St., by R. F. Rourke as Deputy Returning Officer and by F. L. Elkin as Poll Clerk.

On the Twenty-third day of June, 1913, at his Office in the Municipal Building on Arthur Street in the City of Port Arthur, at ten o'clock in the forenoon, the Mayor shall in writing signed by him appoint two persons to attend at the final summing up of the votes by the Clerk of this corporation, and one person to attend each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law and a like number on behalf of the persons interested in and desirous of opposing the passing of this by-law respectively.

The Twenty-sixth day of June, 1913, at the Council Chambers aforesaid in the Municipal Building on Arthur Street in the City of Port Arthur, at twelve o'clock at noon, is hereby appointed for the summing up by the said Clerk of the number of votes given for and against this by-law respectively.

M. C. CAMPBELL,  
Acting Mayor.

T. F. MILNE,  
Clerk.

Council Chamber, Port Arthur,  
2nd day of July, 1913.

#### NOTICE.

Take notice that the above is a true copy of a proposed by-law which has been taken into consideration by the Council of the Corporation of the City of Port Arthur and which will be finally passed by the said Council (in the event of the assent of the electors being obtained thereto) after one month from the first appearance thereof in *The Daily News*, Port Arthur. And further take notice that at the hour, day and places therein fixed for taking the votes of the electors the polls will be held. The names of the leaseholders neglecting to file a declaration under section 10, chapter 73, of 9 Edward VII. shall not be placed on the Voters' List for such voting.

First publication, May 31st, 1913.

LANGWORTHY & McCOMBER,  
City Solicitors.

T. F. MILNE,  
City Clerk.

Corporation Offices, Port Arthur,  
27th day of May, 1913.

AGREEMENT made in triplicate this thirtieth day of April, 1913, between John E. Conley, of Conley Frog and Switch Company, of Memphis, Tennessee, known hereafter as party of the First part, and the Corporation of the City of Port Arthur, known hereafter as the party of the second part.

WHEREBY the party of the first part and the party of the second part mutually covenant, promise and agree each with the other of them as follows:—

1. The party of the first part is to organize a corporation under the name of the Canadian Conley Frog and Switch Company, Limited, which company is to have offices and manufacturing and producing works at Port Arthur, of the product hereinafter referred to.

2. The party of the first part agrees that work will start on the plant at Port Arthur within sixty (60) days of the passing of the by-law by the people, or as soon after the expiry of said sixty (60) days as climatic conditions will reasonably permit, and that building operations shall be prosecuted diligently and that the plant is to be in operation one year from the date of passing the by-law, provided, however, that if the work is delayed in such commencement and completion by reasons of accidents, strikes, delays of delivery of material, by the fault of the party of the second part, or by other causes beyond the control of the party of the first part, the time so lost shall be added to the period hereinbefore fixed for  
the

the commencement and completion, the plant to be equipped and designed to manufacture railway switches, frogs, crossings and other track supplies and such other railway specialties as it may be desired from time to time to manufacture.

3. The said plant and equipment is to cost not less than One Hundred Thousand Dollars (\$100,000), and employ an average of fifty (50) men, two hundred and fifty (250) days in the year.

Provided, however, from the number of days respectively hereinbefore mentioned there shall be deducted the number of days during which the operation of the said plant is interfered with, notwithstanding due diligence on the part of the party of the first part, by reason of fire, accidents, strikes, non-supply of water or power or other happenings beyond the control of the party of the first part, and the party of the first part in the event of such interference shall give notice to the party of the second part when said interference with the operation of his plant commences and also a like notice when said interference ceases.

4. The pay rolls of the party of the first part as to men employed and wages paid shall be open for inspection by the party of the second part from time to time during the terms hereof, said inspection to be made through a duly chartered accountant employed by the Council, which inspection may be made at reasonable hours; if so required, the party of the first part shall from time to time at reasonable periods during the said terms satisfy the party of the second part by declaration or affidavit that they have complied with the provisions hereof.

5. The party of the second part further agrees to grant to the party of the first part and the said Canadian Conley Frog and Switch Company, Limited, a fixed assessment, including business taxes for the legal period of ten (10) years, excepting school and local improvements, of Twenty-five Thousand Dollars (\$25,000.00).

6. The party of the first part shall not be deemed however to be in default hereunder until the expiry of thirty (30) days from the receipt by the party of the first part of a notice in writing by the authorized officers of the party of the second part acting under the resolution of the Council of the City of Port Arthur, setting out the act or omission complained of, and that the party of the second part will hold the party of the first part to be in default under this agreement for the reasons mentioned in said notice, and unless the party of the first part shall in fact fail within such thirty (30) days to make good any such act or omission if the same be in contravention of the terms hereof.

7. The party of the second part is to pay to the party of the first part as a bonus the sum of Twenty-five Thousand Dollars (\$25,000.00), to be paid as follows: Twelve Thousand Five Hundred Dollars (\$12,500.00) to be paid to the party of the first part as soon as the sum of Fifty Thousand Dollars (\$50,000.00) has been expended upon the said plant and equipment, the remaining Twelve Thousand Five Hundred Dollars (\$12,500.00) to be paid to the party of the first part as soon as the sum of One Hundred Thousand Dollars (\$100,000.00) has been expended and the operation of the plant has begun.

8. The electric power is to be supplied at the minimum rate given from time to time to other manufacturers.

9. It is agreed that when the City dock is constructed equal rights shall be granted to all manufacturers.

10. It is agreed that such supplies for the railways of the party of the second part as are manufactured by the party of the first part shall be purchased from the party of the first part, provided always that conditions are equal.

11. The party of the second part also agrees to lay sewer and water mains to the property on which the said plant is located and supply water at five cents (5 cts.) per thousand gallons for industrial purposes, or the minimum rate given from time to time to other manufacturers using a similar quantity.

12. The party of the second part at the request of the party of the first part during the construction of the plant will move any water mains from one position to another on the said property to meet the convenience of the party of the first part in respect to said plant, providing such moving or removal shall not affect the efficiency of the water service of the City.

All work for repairs in respect to said water mains, obtaining access thereto or moving the same shall be borne by the party of the second part.

13. The Council of the City of Port Arthur may by resolution and without further authority from the ratepayers of the party of the second part, from time to time, make declarations binding upon the party of the second part as to the fulfilment by the party of the first part and the said Canadian Conley Frog and Switch Company, Limited, of its obligations hereunder, and the interpretation and the meaning of the terms hereof, and may in like manner on behalf of the party of the second part settle and compromise and otherwise deal with any disputes or questions which may from time to time arise between the party of the second part and the party of the first part and the said company in respect to the matters herein referred to.

14. The party of the second part will expedite in every possible way the welfare of the party of the first part.

15. This agreement shall be binding upon and enure to the benefit of the legal representatives, heirs, and assigns of the party of the first part and the successors and assigns of the party of the second part respectively.

16. Time shall be the essence of this agreement.

The City will, at its own expense, if required by the Company, apply for a ratification of this contract, and the by-law based thereon, by the Legislature of the Province of Ontario at its next session, and use its best endeavors to procure the same.

In witness whereof the parties hereto have hereunto set their hands and seals on the date first above written.

Signed, sealed and delivered  
in the presence of:

(Sgd.) JOHN E. CONLEY,

(Sgd.) J. A. OLIVER,

*Mayor.*

(Sgd.) C. R. DUNCAN.

(Sgd.) T. F. MILNE,

*Clerk.*

Certified copy.

M. C. CAMPBELL,  
*Acting Mayor.*

T. F. MILNE,  
*Clerk.*

THIS AGREEMENT made this 30th day of April, 1913.

Between:

JOHN E. CONLEY, carrying on business under the name of  
"Conley Frog and Switch Company," at the City of  
Memphis, State of Tennessee, one of the United States  
of America,

*Of the first part,*

—and—

THE CORPORATION OF THE CITY OF PORT ARTHUR

*Of the second part.*

Whereas by agreement made between the parties hereto and dated the Thirtieth day of April, 1913, the party of the first part agreed to erect and maintain in the City of Port Arthur a plant for the manufacture of railway switches, frogs and other track supplies, in consideration of a bonus to be granted by the party of the second part, and on other terms and conditions as more particularly set out in the said agreement;

And whereas the parties hereto have agreed that the said agreement shall be supplemented by the addition of the two clauses hereinafter set out;

Now, therefore, this agreement witnesseth that in consideration of the premises and of the sum of one dollar of lawful money of Canada paid by each party to the other party, the parties hereto agree that the hereinbefore recited agreement shall be supplemented by the addition thereto of the following clauses:

"17. It is further provided that local labor and mechanics shall be employed in the construction and operation of the said plant, provided competent men can be obtained before going to points outside the City of Port Arthur for the same, and that the wages to be paid for such men shall be the governing wage of the District to each class of workmen so employed, and that the head office of the party of the first part shall be in the City of Port Arthur, and that all wages shall be paid in the City of Port Arthur in cash or by cheque on some Bank in Port Arthur, and that all insurance carried by the party of the first part or the said company on the buildings, machinery or stock shall be placed through local agents of the insurance companies in Port Arthur, provided that the rates charged by such local agents shall not be in excess of rates which can be obtained through outside agents.

"18. The party of the first part shall within ten days from the date hereof deposit with the treasurer of the City of Port Arthur the sum of \$1,000.00 in cash as an evidence of his good faith. In the event of the ratepayers not ratifying this agreement the said sum shall be returned to the party of the first part. In the event of this agreement being ratified by the ratepayers and the party of the first part failing to commence and carry on the said works as hereinbefore provided, then the said sum of \$1,000.00 shall be forfeited to the party of the second part, and the party of the first part relieved from all responsibility hereunder. If the party of the first part fails to deposit the said sum within the time above-mentioned, then this agreement shall be void. On the party of the first part becoming entitled to the bonus hereinbefore mentioned the said sum of \$1,000.00 shall be returned by the party of the second part to the party of the first part."

This agreement shall be read with and as forming part of the hereinbefore recited agreement.

In witness whereof the party of the first part has hereunto set his hand and seal, and the party of the second part has hereto affixed its corporate seal attested by the hands of its Mayor and Clerk.

Signed, sealed and delivered  
in the presence of:

(Sgd.) J. A. OLIVER,  
*Mayor.*

(Sgd.) T. F. MILNE,  
*Clerk.*

Certified copy.

M. C. CAMPBELL,  
*Acting Mayor.*

T. F. MILNE,  
*Clerk.*

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### SCHEDULE "C."

#### CITY OF PORT ARTHUR.

##### BY-LAW No. 1070.

By-law to authorize an agreement with Davidson & Smith.

Whereas the Council of the City of Port Arthur has entered into an agreement with John Lynn Davidson and John Russell Smith, carrying on business together under the firm name of Davidson & Smith (subject to the assent of the ratepayers of the City), a copy of which agreement is hereunto attached, and it is expedient to make provision for the carrying out of the terms thereof, and to authorize the Corporation to guarantee the bonds mentioned therein and to obtain the assent of the ratepayers to all the other terms and conditions of the said agreement;

Therefore the Corporation of the City of Port Arthur enacts as follows:—

1. The Corporation of the City of Port Arthur may enter into the agreement with John Lynn Davidson and John Russell Smith, a copy of which agreement is hereto attached, and may execute the same under the seal of the said Corporation, and may carry out the terms thereof and do all things necessary therefor, and the execution of the said agreement by the Mayor and Clerk of this Corporation is hereby ratified, confirmed and adopted.

2. The Mayor and Treasurer of the said Corporation are hereby empowered to sign on behalf of the said Corporation the guarantee bonds mentioned in the said agreement and the property of the said Davidson & Smith shall be assessed in the manner set out in the said agreement.

This by-law shall take effect on the day of the final passing thereof.

The votes of the electors of the City of Port Arthur entitled to vote thereon shall be taken on this by-law at the following times and places, that is to say, on the 25th day of June, 1913, commencing at the hour of nine in the morning, and continuing until seven o'clock in the afternoon of the same day, by the following Deputy Returning Officers and Poll Clerks:—

Ward No. 1, Polling Subdivision No. 1, at the Council Chamber in the Municipal Building on Arthur Street, by W. A. McCallum as Deputy Returning Officer and by W. A. Clarke as Poll Clerk.

Ward

Ward No. 1, Polling Subdivision No. 2, at Room in rear of R. A. Burriss' office, 31 Court St., by F. D. Jackson as Deputy Returning Officer and by Farley Whittaker as Poll Clerk.

Ward No. 2, Polling Subdivision No. 1, at *Morning Herald* Office, 154 Ambrose St., by Geo. A. Rapsey as Deputy Returning Officer and by Gerald McTeigue as Poll Clerk.

Ward No. 2, Polling Subdivision No. 2, at Michael Sirianni's Store, 50 Secord St., by A. Roberts as Deputy Returning Officer and by S. J. Trickey as Poll Clerk.

Ward No. 2, Polling Subdivision No. 3, at Anderson's Store, 218 Algoma St. S., by J. H. Beamish as Deputy Returning Officer and by A. H. Merrix as Poll Clerk.

Ward No. 2, Polling Subdivision No. 4, at John Ostaff's Store, 416 Algoma St. S., by I. D. Dennison as Deputy Returning Officer and by Reginald Adams as Poll Clerk.

Ward No. 3, Polling Subdivision No. 1, at A. Elliott's House, 87 Cumberland St. N., by Hull Austin as Deputy Returning Officer and by T. W. Kinder as Poll Clerk.

Ward No. 3, Polling Subdivision No. 2, at Mrs. Pascoe's residence 530 Van Norman St., by F. Thynne as Deputy Returning Officer and by Norman Lunan as Poll Clerk.

Ward No. 3, Polling Subdivision No. 3, at City Store House, Front St., by J. A. Clarke as Deputy Returning officer and by T. J. C. Rodden as Poll Clerk.

Ward No. 3, Polling Subdivision No. 4, at Christensen's Store, 34 Ruttan St., by R. F. Rourke as Deputy Returning Officer and by F. I. Elkin as Poll Clerk.

On the Twenty-third day of June, 1913, at his Office in the Municipal Building on Arthur Street in the City of Port Arthur, at ten o'clock in the forenoon, City time, the Mayor shall in writing signed by him appoint two persons to attend at the final summing up of the votes by the Clerk of this Corporation, and one person to attend each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this by-law respectively.

The Twenty-sixth day of June, 1913, at the Council Chambers aforesaid in the Municipal Building on Arthur Street in the City of Port Arthur, at twelve o'clock at noon, City time, is hereby appointed for the summing up by the said Clerk of the number of votes given for and against this by-law respectively.

M. C. CAMPBELL,  
Acting Mayor.

T. F. MILNE,  
Clerk.

Council Chamber, Port Arthur,  
2nd day of July, 1913.

#### NOTICE.

Take notice that the above is a true copy of a proposed by-law which has been taken into consideration by the Council of the Corporation of the City of Port Arthur and which will be finally passed by the said Council (in the event of the assent of the electors being obtained thereto) after one month from the first

appearance

appearance thereof in *Daily News*, Port Arthur. And further take notice that at the hour, day and places therein fixed for taking the votes of the electors the polls will be held. The names of the leaseholders neglecting to file a declaration under section 10, chapter 73 of 9 Edward VII. shall not be placed on the Voters' List for such voting.

First publication:—May 31, 1913.

LANGWORTHY & MCCOMBER,  
City Solicitors.

T. F. MILNE,  
City Clerk.

Corporation Offices, Port Arthur,  
27th day of May, 1913.

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This Agreement made this 24th day of April, One thousand nine hundred and thirteen,

BETWEEN:

John Lynn Davidson and John Russell Smith, both of the City of Fort William, in the District of Thunder Bay, Grain Merchants, carrying on business together under the firm name of "Davidson & Smith," hereinafter called "the firm."

*Of the first part,*

and

The Corporation of the City of Port Arthur, hereinafter called "the City,"

*Of the second part.*

Whereas the firm is desirous of erecting a combined flour mill and storage and cleaning elevator and warehouse in the City of Port Arthur, and has offered to erect, maintain and operate such plant on the terms and conditions hereinafter set out;

And whereas it will be in the interests of the City that such industry be established:

Therefore the parties hereto agree as follows:—

1. The firm will forthwith after the approval of this agreement by the City ratepayers commence the erection on the lands described in the schedule hereto attached of a modern grain elevator for the purpose of storing and cleaning grain, and will within thirty days after the ratification of this agreement by the ratepayers as hereafter mentioned commence the erection on the said land of a modern flour mill, and such elevator shall have a capacity of storing at least 500,000 bushels of grain, and the said flour mill shall have a capacity of turning out not less than two thousand five hundred barrels of flour per day, and such work of construction shall be continuously carried on and the said elevator and flour mill shall be completed and ready for operation as a going concern before the thirty-first day of December, 1914, and the firm undertakes that the said elevator and flour mill, with the said site, shall cost not less than six hundred thousand dollars, and the City shall be at liberty to examine and audit the books, vouchers and papers of the firm for the purpose of verifying the figures above-mentioned. Provided, however, if the firm is delayed in such commencement and completion by reason of accidents, strikes, fires, delays in delivery of material, by fault of the City, or by other causes beyond the control of the firm, the time so lost shall be added to the periods hereinbefore fixed for the commencement and completion.

2. The firm agrees that the said plant shall be operated and maintained for the full term of the bonds hereinafter mentioned, and that they will in the operation of the said plant employ not less than one hundred men from the thirty-first day of December, 1914, continuously during the said term for at least two hundred and fifty days in each year. Provided, however, from the number of days respectively hereinbefore mentioned there shall be deducted the number of days during which the operation of the said plant is interfered with, notwithstanding due diligence on the part of the firm, by reason of fire, accidents, strikes, non-supply of water or power, or other happenings beyond the control of the firm, and the firm in the event of such interference shall give notice to the City when said interference with the operation of the plant commences and also like notice when such interference ceases.

3. It is further provided that local labor and mechanics shall be employed in the construction and operation of the said plant, providing competent men can be obtained, before going to points outside the City of Port Arthur for same, and that the wages to be paid for such men shall be the governing wage in the District to each class of workmen so employed, and that the head office of the firm shall be in the City of Port Arthur, and that all wages shall be paid in the City of Port Arthur in cash or by cheques on some Bank in Port Arthur, and that all insurance carried by the firm on its buildings, machinery or stock shall be placed through local agents of the Insurance Companies in Port Arthur, provided that the rates charged by such local agents shall not be in excess of rates which can be obtained through outside agents.

4. For the period of ten years from the ratification of this agreement by the ratepayers there shall be a fixed assessment of one hundred thousand dollars for general taxation for the said site and on the buildings, plant, machinery, stock and property of every kind thereon, including business assessment, but nothing herein contained shall be construed as exempting the said site, buildings, plant, machinery, stock or property from school taxes, hospital, parks and library rates or local improvement rates or taxes.

5. If the firm after commencing the operation of the said plant ceases to operate the same at any time during the term of the said bonds, or fails to employ the number of men above mentioned for the term above mentioned, unless by reason of strikes, accidents, fires or Act of God, or other causes beyond their control, then the said lands, buildings, plant, machinery, stock and property shall for the year in which the default takes place and for every year for which the same continues be subject to payment of taxes to the same extent as though this agreement had not been entered into.

6. The firm proposes to issue twenty-year six per cent, first mortgage sinking fund bonds to the amount of three hundred and twenty-five thousand dollars, and the City undertakes and agrees to guarantee the principal and interest of said bond issue when four hundred thousand dollars have been expended in buildings, plant and machinery, exclusive of the site, as evidenced by affidavit of the firm, and that the firm is the owner in fee simple of the said site and that all the provisions, covenants and agreements herein contained have been carried out on the part of the firm.

7. It is understood that the said bond issue shall be secured by a first mortgage to some Trust Company satisfactory to the City as trustee for the bondholders on all the real estate hereinafter described, and the buildings, plant, machinery and equipment placed thereon pursuant to this agreement, and the said buildings, plant, machinery and equipment shall be insured for their full insurable value, with loss, if any, payable to such trustee.

8. In the event of the said buildings, plant, machinery and tools being either wholly or partially destroyed by fire during the currency of this agreement, the fire insurance paid under any policy or policies, or such proportion thereof as may be required, shall be used in rebuilding and replacing the property so destroyed and putting the same into as good condition as before the fire, and such work of reconstruction shall be carried on as soon after the fire as possible.

9. In giving the said guarantee of bonds and interest it shall be a condition that in case of redemption or sale, forced or otherwise, of the firm's assets or any part thereof, that the City's liability shall cease upon the sum of \$325,000 and interest guaranteed as aforesaid being paid or realized, that is to say: that in case of such sale for the sum of \$350,000 and interest guaranteed as aforesaid or over, all liability of the City on such guarantee shall cease, and in the case of a sale for a sum of less than \$325,000 and interest as aforesaid, then the City shall only be liable for the difference between the amount realized on such sale and \$325,000, plus the said interest; and it is further understood that the bonds above mentioned shall not be sold at a rate less than ninety.

10. It is a further condition and the said mortgage shall so provide that after the thirty-first day of December, 1915, the firm shall annually deposit with the said Trustee as a sinking fund an amount which will be sufficient to retire the said bonds at maturity.

11. In the event of the firm making default at any time in the deposit of such annual sinking fund the City shall have the right to demand and require that the Trustee take all such proceedings and do all such things for the enforcement of the deposit of the said sinking fund or in default thereof for selling, foreclosing or otherwise realizing on the property of the firm covered by the said mortgage as may be taken or done by the said Trustee at the demand or request of any bondholder in the event of the firm making default in the payment of any interest or principal of the said bonds.

12. In the event of any proceedings being taken by the Trustee or its successors for sale or foreclosure of the property under the said mortgage, the City shall have the right to bid in the said property or to redeem the same.

13. This agreement is entered into subject to ratification by the ratepayers, and the City undertakes to submit this agreement for ratification by the ratepayers forthwith after execution hereof by the firm, and the City will at its own expense, if required by the firm, apply for a ratification of this contract and the by-law based thereon, by the legislature of the Province of Ontario at its next session and use its best endeavors to procure the same.

14. It is understood that the firm shall be at liberty to incorporate a company for the purpose of carrying on the undertaking aforesaid and to assign to such company this agreement and the benefit of all provisions herein contained, but it is understood that upon such assignment being made the said company shall be liable to the City as if such company had originally been a party to this agreement and entered into the covenants herein contained on the part of the firm, and thereupon the firm shall be relieved from all liability hereunder.

15. Time is the essence of this agreement, and if the said work is not commenced within the times hereinbefore specified, and carried on continuously and the plant wholly completed and ready for

operation

operation as a going concern before the thirty-first day of December, 1914, this agreement shall be null and void. Provided, however, if the company is delayed in such commencement and completion by reason of accidents, fires, strikes, delays in delivery of materials, by the fault of the City, or by other causes beyond the control of the firm, the time so lost shall be added to the periods hereinbefore fixed for the commencement and completion.

16. The City agrees to supply and deliver to the firm at the said site electrical power at the rates hereinafter mentioned upon receiving notice in writing within four months from the date of requiring the supply of such power, such notice to state amount of power required and date when required, and such contract for power to be an annual contract, that is to say:

Class "A": Unrestricted use \$25 per h.p. per annum.

Class "B": 7 a.m. to 6 p.m. from April 1st to September 30th;  
7.00 a.m. to 5.00 p.m. from October 1st to March 31st, \$20  
per h.p. per annum.

And if any change is made in rates for power it is understood that power shall be supplied to the firm at as low rates as other consumers using similar quantities of power.

17. The firm shall within ten days from the date hereof deposit with the Treasurer of the City the sum of \$1,000.00 in cash as evidence of their good faith. In the event of the ratepayers not ratifying this agreement the said sum shall be returned to the firm. In the event of this agreement being ratified by the ratepayers and the firm failing to commence and carry on the said works as hereinbefore provided, then the said sum of \$1,000.00 shall be forfeited to the City and the firm relieved from all responsibility hereunder. If the firm fails to deposit the said sum within the time above mentioned then this agreement shall be void. On the firm becoming entitled to the guarantee of bonds hereinbefore mentioned the said sum of \$1,000.00 shall be returned by the City to the firm.

In witness whereof the parties of the first part have hereunto set their hands and seals and the City has caused its corporate seal to be hereunto affixed and these presents attested by its Mayor and Clerk.

Signed, sealed and delivered  
in the presence of:

(Sgd.) M. C. CAMPBELL.

(Sgd.) J. L. DAVIDSON,

(Sgd.) J. R. SMITH.

(Sgd.) J. A. OLIVER,  
Mayor.

(Sgd.) T. F. MILNE,  
Clerk

Certified Copy.

M. C. CAMPBELL,  
Acting Mayor.

T. F. MILNE,  
Clerk.

SCHEDULE SHOWING DESCRIPTION OF SITE REFERRED TO IN WITHIN  
AGREEMENT.

All and singular that certain parcel or tract of land covered by water of Thunder Bay at Lake Superior, being in the City of Port Arthur, Ontario, and being composed of part of water lot in front of the north half of the north-east subdivision, Section 52, Township of McIntyre, the said water lot being a part of parcel No. 315 from the Register for Thunder Bay in the office of the Land Titles at Port Arthur, Ontario, which may be more particularly described as follows:—

Commencing at a point in the water's edge of the west shore of Thunder Bay where same is intersected by a line parallel to the northerly limit of said section 52, and distant 850 feet measured perpendicularly southerly therefrom; thence east 1,400 feet; thence south 125 feet; thence west 1,400 feet more or less to the water's edge aforesaid; thence north following said water's edge 125 feet to point of commencement.

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SCHEDULE "D."

## CITY OF PORT ARTHUR.

BY-LAW No. 1159.

By-law to authorize an agreement with The Canadian Pacific Railway Company.

Whereas the City has been desirous of obtaining the construction of certain spur railway tracks in the City of Port Arthur for the convenience of persons carrying on business and to accommodate others proposing to enter into business in the City. And whereas an agreement has been arrived at for the purpose with The Canadian Pacific Railway Company, a copy of which said agreement is now attached hereto and marked "A."

Now therefore the Council of the Corporation of the City of Port Arthur enacts as follows:—

1. The agreement hereunto attached marked "A" and made between the City and The Canadian Pacific Railway Company and dated the first day of June, 1913, is hereby authorized by this Council and the execution thereof by the Mayor and City Clerk is hereby ratified and confirmed.

2. The Mayor and Clerk and other officials of this Corporation are hereby instructed to do and perform all acts, matters and things in the said agreement contained necessary to be performed on the part of this Corporation and to carry out all the terms and conditions of the said agreement.

Passed this 26th day of January, A.D. 1914.

J. A. OLIVER,  
Mayor.

T. F. MILNE,  
Clerk.

---

By-law 1159.

2649 G.R.

THIS

THIS AGREEMENT made in triplicate this first day of June, A.D. 1913,

BETWEEN:

THE MUNICIPALITY OF THE CITY OF PORT ARTHUR  
(hereinafter called "the City")

*Of the first part,*

and

THE CANADIAN PACIFIC RAILWAY COMPANY (herein-  
after called "the Company")

*Of the second part.*

1. Whereas the City is desirous of securing the laying and construction of a siding or spur track on Queen Street in the City of Port Arthur extending from the Westerly side of the intersection of Queen Street with Winnipeg Street, running Easterly along Queen Street and across a portion of Lots One (1) and Two (2), Second Subdivision, Lot Twenty-four (24), South Water Street, registered on plan 114, and connecting with the main line of the Company's right of way and also a siding or spur track on Johnson Avenue extending from the intersection of Cornwall Avenue with Johnson Avenue, running in a South-Westerly direction along Johnson Avenue, crossing John Street, at the foot of Johnson Avenue and also crossing the "City Gore" at the junction of Queen and John Streets and Johnson Avenue, and connecting with the Queen Street spur as shown on a plan hereto annexed;

2. And whereas the Company have agreed to construct the said siding or spur tracks;

3. Now Therefore This Agreement Witnesseth that the parties hereto for and in consideration of the mutual covenants and agreements herein contained mutually covenant and agree each with the other in the manner following, that is to say:—

The City covenants and agrees as follows:—

(a) That it will grant and give and doth hereby grant and give to the Company full authority, right and power, to construct a line of railway for siding or spur track purposes along Queen Street in the City of Port Arthur, said siding or spur track to extend from the Westerly side of Winnipeg Street where the same intersects Queen Street, running in an Easterly direction along Queen Street, and across a portion of Lots numbers One and Two, which said portion or parcel of land may be more fully described as follows—a parcel of land on the easterly end of lot One (1), Second Subdivision of Lot Twenty-four (24), South Water Street, Port Arthur, Ontario, registered plan number 114; the said parcel is more particularly described as follows: Beginning at the South-East corner of Lot, thence North Thirty-four (34) degrees, Twenty-four (24) minutes East, Twenty-six (26) feet, thence North fifty-five (55) degrees, Thirty-six (36) minutes West, Fourteen (14) feet, thence South-Westerly Thirty-five and five-tenths (35.5) feet to a point in a Southerly line of lot (said point being thirty (30) feet distant from South-East corner), thence South Sixty-five (65) degrees, Thirty-five (35) minutes East, Thirty (30) feet to a point of beginning, containing Thirteen one-thousandths (.013) acres, more or less, also a parcel of land on the Easterly end of Lot 2, Second Subdivision, Lot Twenty-four (24) South Water Street, registered plan number 114; and said portion or parcel of land is more particularly described as follows: Beginning at the Southerly corner of the said Lot number Two; thence North thirty-four (34) degrees, twenty-four (24) minutes East, thirty (30) feet; thence South-Westerly thirty-three and one-tenth (33.1) feet to a point in Southerly line of Lot (said point being fourteen (14) feet distant from the South-

Easterly

Easterly corner); thence South fifty-five (55) degrees, thirty-six (36) minutes East, fourteen (14) feet to the point of beginning, containing forty-eight one-ten-thousandths (.0048) acres more or less, to the main line of the Company's right of way where the said siding or spur shall connect with the said main line, and also to construct a spur or siding, or spurs and sidings, on Johnson Avenue, extending from the intersection of Cornwall Avenue with Johnson Avenue, running in a South-Westerly direction along Johnson Avenue and across John Street, and across "The Gore" at the intersection of John Street and Johnson Avenue, known as Lot 15, O'Brien Addition, first survey, registered plan number 572, in the City of Port Arthur, all of said sidings or spur tracks as shown on plan attached hereto, which said plan is a part of this agreement.

(b) The City further grants to the Company the right to take up the portions of siding or spur tracks now existing in the said City, and which are shown on said plan as "Portions to be removed."

(c) The City further grants to the Company the right to construct the further portions of siding or spur tracks shown in red upon the said plan and not hereinbefore referred to, and being in addition to the siding or spur tracks referred to in subsection (a) of paragraph 3 of this Agreement.

(d) The City further covenants and agrees to sell and transfer to the Company, and doth hereby sell and transfer to the Company, that portion of siding or spur track as now constructed on Queen Street and shown on said plan as the "1016" of track constructed to be purchased by C.P.R. and extending from Algoma Street Ten hundred and sixteen (1,016) feet towards High Street, at the price or sum of Three thousand three hundred and four dollars and forty-eight cents (\$3,304.48), the said portion of siding or spur track to be so purchased to become and form part of the siding or spur tracks to be owned and operated by the Company as herein provided for.

(e) The City further covenants, promises and agrees with the Company that it will give and doth hereby grant and give all necessary permission, rights and privileges, for the laying, construction and operation of the said sidings or spur tracks as herein described or for the laying and construction of said siding or spur tracks across any intersecting streets, avenues or lanes in the said City, and the City will provide all protection which is at present or may hereafter become necessary for the protection and security of traffic crossing over said streets, avenues or lanes, and will, except as hereinafter provided, save the Company harmless from any cost or expense which the Company may be put to in providing protection on any of the streets, avenues or lanes traversed or crossed by said siding or spur tracks, or in complying with any Order of the Board of Railway Commissioners for Canada made in reference to the protection of the traffic crossing said sidings or spur tracks.

(f) The City further agrees to save the Company harmless from any costs, damages, compensation or claims which may be made against the Company by any property owners or other persons whatsoever on account of or by reason of the construction of the siding or spur tracks as herein provided for.

(g) The City further agrees to secure for the Company all necessary rights and privileges to enable the Company to cross over the Port Arthur and Fort William Electric Railway at the intersection of Algoma Street with Queen Street as shown on said plan hereto annexed, and will save the Company harmless and indemnify the Company against any cost or charges to which the Company may be put for protecting the said crossing with the Port Arthur and Fort William Electric Railway, save as hereinafter provided.

(h)

(h) The City further agrees to procure for the Company a right of way for the said siding or spur tracks across Lots One and Two South Water Street and across the "City Gore" at the junction of Queen and John Streets and Johnson Avenue, as shown on said plan hereto annexed and as hereinbefore described, and will by a good and efficient deed convey to the Company the said right of way across said portion of lots, or in the alternative, give to the Company a lease of the said rights of way for the term of nine hundred and ninety-nine years, subject only to a nominal rental of One dollar per annum.

(i) The City further agrees to permit the Company to use for one year from date hereof, free of charge, the siding or spur track now existing on Johnson Avenue, and extending across John Street and across the "City Gore" and along Queen Street to the East line of Algoma Street, and marked in yellow on said plan "To be taken over by C.P.R. for a period of one year with privilege to purchase or relay at the end of that time," and grants to the Company the right and privilege of purchasing the said siding or spur track referred to in this sub-division at any time within one year from the date hereof at a price or sum to be arrived at and agreed upon between the Engineer of the City and the Resident Engineer of the Company residing at Fort William, and in default of their being able to agree, at such price or sum as may be fixed by some independent party mutually agreed upon between the parties hereto to fix the said price. In default of the Company desiring to purchase the said siding or spur tracks in this subsection mentioned, the City will take up the said siding or spur tracks within two months after being notified by the Company that the Company does not desire to so purchase said siding or spur tracks. And it is further understood and agreed by and between the parties hereto that the City gives and grants to the Company, in case the Company does not desire to purchase the siding or spur track in this subsection mentioned, the right and privilege to lay and construct a siding or spur track in lieu of the siding or spur track which is now the property of the City and which the Company by this subsection has the option to purchase.

(j) The City further agrees that it will raise, or cause to be raised, all wires, poles, etc., of the Port Arthur and Fort William Electric Railway so as to allow the crossing by the Company of the spur track at the intersection of Queen and Algoma Streets, said wires and poles to be so raised and otherwise arranged so as to conform with the standard regulation in force in reference thereto and approved of by the Board of Railway Commissioners for Canada.

(k) The City agrees to give its consent to the construction and operation of all spurs or sidings which it may be necessary to construct leading from the siding or spur tracks hereinbefore referred to in order to serve such industries as are now established or may hereafter become established.

(l) The City agrees to maintain all streets traversed or to be traversed by the said sidings or spur tracks; provided, however, that in the event of the surface of the street being disturbed or interfered with by the Company for the purpose of renewing ties or for any other reason whatsoever, that the Company will replace the said street and leave it in as good condition as it was before being so disturbed or torn up; and in the event of the Company desiring to lay spur tracks across the streets or lanes, and making it necessary to disturb the said streets below the street level, the said Company will replace the said streets and leave them in as good a condition as they were before being so disturbed by the said Company.

#### 4. The Company agrees as follows:—

(a)

(a) That the City may if it so desires at any time purchase and take over at a price to be agreed upon between the Engineer of the City and the Resident Engineer of the Company residing at Fort William, and in default of their being able to agree, at such price as may be fixed by some independent party mutually agreed upon between the parties hereto to fix the said price, the said siding or spur tracks to be acquired or constructed by the Company under the terms of this agreement, it being understood and agreed that the City shall not be at liberty to so acquire said siding or spur tracks until it has first acquired and has taken over the sidings or spur tracks of all other Companies which are serving the industries served, or to be served, by said sidings or spur tracks.

(b) The Company agrees further to construct the said siding or spur track as hereinbefore described in accordance with the plan hereto annexed with all reasonable despatch, having in view the requirements of the locality through which the said spur track is to be constructed.

(c) The Company further agrees that as soon as said siding or spur tracks are in operation they will instruct their employees when operating the said siding or spur track over the Port Arthur and Fort William Electric Railway to flag approaching cars in advance so as to prevent any accidents at said crossing, and will pay one-half the cost of installing the diamond which it will be necessary to place at said crossing, and in the event of any further protection being ordered at said crossing by the Board of Railway Commissioners for Canada, will stand the cost of such protection up to the cost of the installation and operation of a half interlocker, but in the event of the Board of Railway Commissioners for Canada ordering any protection the cost of which would be in excess of a half interlocker, the City shall save the Company harmless from any charges which would be in excess of the installation and operation of the half interlocker.

(d) The Company agrees to purchase the siding or spur tracks now constructed on Queen Street and shown on said plan as "1016' of track constructed to be purchased by C.P.R. from the City and extending from Algoma Street Ten hundred and sixteen (1,016) feet towards High Street, at the price or sum of Three thousand three hundred and four dollars and forty-eight cents (\$3,304.48), the said sum to be paid on the completion of this Agreement.

It is understood and agreed that each of the parties hereto will join in and consent to any application which the other of them may make to the Board of Railway Commissioners for Canada for the purpose of carrying out or giving effect to the terms and provisions of this agreement, and that the City will use all effort and diligence in procuring from the Legislature for the Province of Ontario at its next session ratification and confirmation of the City's promises and agreements herein contained, if such ratification and confirmation is necessary, and will duly pass all requisite and necessary by-laws on the part of the City for the carrying out of the same.

In witness whereof the Corporate Seal of each of the parties hereto and the signatures of their officials have been affixed.

Signed, Sealed and Delivered,  
In the presence of

On behalf of the City of Port Arthur,

J. A. OLIVER,  
Mayor.  
T. F. MILNE,  
Clerk.

Certified copy.

T. F. MILNE,  
Clerk.

SCHEDULE

## SCHEDULE "E."

## CITY OF PORT ARTHUR.

BY-LAW No. 1158.

By-law to authorize an agreement with James W. Lyon.

Whereas the City requires additional land for an extension to its service dam at Current River for use in connection with its power development works; And whereas James W. Lyon, Esquire, of Guelph, is the owner of the lands required for the purpose aforesaid, and has consented to donate the said lands and also additional lands surrounding the said reservoir for the purpose of use as a driveway or boulevard on certain terms and conditions; And whereas an agreement has been entered into with the said James W. Lyon, a copy whereof is now attached hereto and marked "A";

Therefore the Council of the Corporation of the City of Port Arthur enacts as follows:—

1. The agreement with James W. Lyon attached hereto and marked "A" and dated the 20th day of December, 1913, is hereby authorized by this Council, and the execution thereof by the Mayor and City Clerk is hereby ratified and confirmed.

2. The Mayor and Clerk and other officials of this Corporation are hereby instructed to do and perform all acts, matters and things in the said agreement contained necessary to be performed on the part of this Corporation and to carry out all the terms and conditions of the said agreement.

Passed this 26th day of January, 1914.

J. A. OLIVER,  
*Mayor.*

T. F. MILNE,  
*Clerk.*

THIS AGREEMENT made in triplicate this 20th day of December, A.D. 1913.

Between:—

JAMES W. LYON, of the City of Guelph, in the County of Wellington, Gentleman, hereinafter called the "Owner,"

*Of the first part.*

--and--

THE CORPORATION OF THE CITY OF PORT ARTHUR, hereinafter called the "City,"

*Of the second part.*

Whereas the owner has heretofore conveyed to the City certain portions of Mining Location 1-E, in the Township of McIntyre, in the said District of Thunder Bay, now in the said City of Port Arthur, for the purpose of use by the City as a service reservoir in connection with its power development works on Current River, and by the said conveyances certain rights for boating and fishing were reserved to the owner as more particularly set out therein;

And whereas the owner has agreed to convey to the City other portions of the said Mining Location on the terms and conditions hereinafter set out;

Now, therefore, this agreement witnesseth as follows:

(1) The owner agrees to convey to the City a further portion of the said Mining Location containing 11.5 acres more or less for the purpose of extending the said reservoir, as more particularly shown on the plan hereto attached.

(2) The owner further agrees to convey to the City a strip of land approximately one hundred feet in width surrounding the said reservoir, and also a portion of the said location one hundred feet in width for the purpose of extending Chamberlain Street, which said strips are shown on the said attached plan colored green.

(3) The said strip above mentioned shall be used by the City for the purpose of a public boulevard or driveway, and shall for all time hereafter be known as "Lyon Boulevard."

(4) In consideration whereof the City covenants and agrees with the owner that it will within five years from the date hereof cut, remove and destroy from and out of the said reservoir, as shown on the attached plan, all stumps, trees, logs, brush and undergrowth of every nature and kind which may be thereon or therein, and will at all times hereafter and from time to time keep the same free from all such growths, brush and debris, so that no trees, logs, stumps or growth of any kind shall be permitted to collect upon or protrude above the level of the waters of the said reservoir according as the same may be used by the City.

(5) The City further covenants and agrees with the owner that the City will at all times hereafter keep and maintain the lands so heretofore conveyed to the City for the purpose of and use by the City as a service reservoir as aforesaid together with the lands agreed to be conveyed to the City under clause 1 hereof, consisting in all of parcels of 73 acres and 23 8-10 acres and 11.5 acres and the dam, reservoir and other works erected or to be erected thereon in a complete, ample and sufficient state of repair, and that the City will not now or any time hereafter permit the said lands and premises or the said dam or reservoir or other works to be constructed thereupon to become dangerous, unsightly, unhealthy, or in any way a nuisance, menace or injury to the said owner in respect of other lands and premises owned by him adjacent to or in the vicinity of the said lands and premises conveyed and agreed to be conveyed as aforesaid and adjacent to or in the vicinity of the said Lyon Boulevard, and that if such lands forming the said reservoir become out of repair or unsightly or unhealthy or should the said City allow or permit the same to become overgrown by trees or other vegetable growth that the said City will immediately upon receipt of a request from the said owner, his heirs, executors, administrators or assigns, cause the said lands and premises and all works erected thereon or constructed or maintained thereon by the said City, their successors or assigns, to be placed in an ample, sufficient and complete state of repair and will forthwith remove therefrom all unsightly and unhealthy accumulation or conditions and all trees, logs, stumps, brush or debris as aforesaid, subject, however, to the provisions hereinbefore contained with regard to the term of five years, mentioned in the next preceding clause four hereof.

(6) That City shall construct a thirty-foot roadway over the whole distance of the said Lyon Boulevard, and shall on or before the first day of January, 1915, surface the said roadway with a well constructed and proper quantity of Macadam with a satisfactory binder, and, further, that the City shall on or before the first day of January, 1916, build and complete a six-foot path or sidewalk on the water side of the roadway and along Chamberlain Street within the said Mining Location and shall in building the said roadway make provision for all such drain outlets as may be required to drain the balance of the said location owned by the owner abutting on the said boulevard.

(7) The City further covenants and agrees with the owner that it will on or before the first day of January, 1915, expend the sum of not less than five thousand dollars in beautifying the several points lying between the said proposed roadway and the approximate shoreline of the said reservoir.

(8) It is further understood and agreed that the cost of surfacing the said roadway shall be done as a local improvement work and the cost thereof borne one-half by the City and the other half by the owner, and any other parties owning land abutting thereon in proportion to their frontage on the said Boulevard, and the cost of all work herein provided for other than surfacing the said boulevards shall be borne wholly by the City.

(9) The City further covenants and agrees with the owner that it will at any time on demand grant and convey to him all its right, title, claim and interest in the remaining portion of the said Mining Location 1-E situate outside the strip of green and within the lines colored red, as shown on the said annexed plan.

(10) This agreement is subject to ratification by the Ontario Legislature, and unless and until so ratified shall not be binding upon the parties hereto.

(11) It is further agreed that the City shall apply for ratification of this agreement at the next session of the Ontario Legislature, and take all steps and use all proper means to obtain such ratification.

(12) Upon the completion by the City of its part of this agreement the owner covenants to grant and convey to the City subject to clause 5 hereof, the said portion required for the extension of the said reservoir and also the strip colored green for the purpose of the said Boulevards, as shown on the attached plan, and will also thereupon grant and release to the City all rights reserved by him for boating, fishing or other purposes in the previous conveyances above mentioned. Provided, however, that such release shall not be deemed to extend to release the right of access to the river and reservoir nor to the right to make and maintain a private bridge across the lands reserved to the said owner in the deed of 13th February, 1911.

(13) Upon ratification of this agreement being obtained all prior agreements between the parties hereto shall be null and void.

(14) All covenants herein shall bind and shall enure to the benefit of the parties hereto, their heirs, executors, administrators and assigns, and successors and assigns, respectively.

(15) For the purpose of certainty, the dividing line between the portion of the said location to be conveyed by the owner to the City as above mentioned, and the balance thereof owned by the owner is more particularly described in the Schedule "A" hereto attached.

In witness whereof the party hereto of the first part has hereto affixed his hand and seal, and the party of the second part has caused these presents to be signed by its Mayor and Clerk and its Corporate seal to be hereto attached.

Signed, sealed and delivered  
in the presence of:

(Sgd.) ADA JEAN MACBETH.

(Sgd.) JAMES W. LYON.

(Seal)

On behalf of the City of Port Arthur.

(Sgd.) J. A. OLIVER,  
*Mayor.*

(Sgd.) T. F. MILNE,  
*Clerk.*

County of Wellington,  
To wit:

I, Ada Jean MacBeth, of the  
City of Guelph, in the  
County of Wellington  
(Stenographer), make oath  
and say:—

That I was personally present and did see the within instrument and a duplicate thereof duly signed, sealed and executed by James W. Lyon, one of the parties thereto.

That the said instrument and duplicate were executed by the said party at the said City of Guelph.

That I know the said party and am satisfied that he is of the full age of twenty-one years.

That I am a subscribing witness to the said instrument and duplicate.

Sworn before me at the City of  
Guelph, in the County of Wellington,  
this 20th day of December, A.D. 1913. (Sgd.) ADA JEAN MACBETH.

(Sgd.) DON GUTHRIE,  
A Commissioner, etc.

#### SCHEDULE "A."

Description of that portion of Mining Location 1 E, containing the Lyon Boulevard and the City of Port Arthur's Service Reservoir.

All and singular that certain parcel or tract of land and premises and land under the water of Mining Location 1 E, situate, lying and being in the Township of McIntyre, now in the City of Port Arthur, District of Thunder Bay and Province of Ontario, and being composed of part of Mining Location 1 E, containing by admeasurement one hundred and forty-eight (148) acres, be the same more or less, and which may be more particularly described as follows:—

Commencing at the intersection of the production of the Northerly limit of Cuyler Street and the Easterly limit of Mining Location 1 E;

Thence Westerly along said production of Cuyler Street sixty-seven feet (67');

Thence South fifty-three minutes East (S.53' E.) and parallel with the easterly limit of Mining Location 1 E, three hundred and thirty-four and ninety-five one-hundredths feet (334.95 ft.);

Thence

Thence South fifty-seven degrees West (S.57° W.) one hundred and twenty and six-tenths feet (120.6 ft.);

Thence South thirty-six degrees West (S.36° W.) three hundred and seventy-one and one-tenth feet (371.1 ft.);

Thence on a curve to the right fifty-two and one-tenth feet (52.1 ft.) radius, eighty-eight and eight-tenths feet (88.8 ft.);

Thence North twenty-seven degrees West (N.27° W.) five hundred and seventy-eight and ninety-five one-hundredths feet (578.95 ft.);

Thence North forty degrees thirty minutes West (N.40° 30' W.) three hundred and eighty-nine and seven-tenths feet (389.7 ft.);

Thence North twenty-five degrees and twenty minutes East (N.25° 20' E.) eighteen and nine-tenths feet (18.9 ft.);

Thence North seventy-seven degrees and thirty-six minutes East (N.77° 36' E.) four hundred and eight and three-tenths feet (408.3 ft.);

Thence North forty-five degrees and thirty-six minutes East (N.45° 36' E.) five hundred and seventeen feet (517 ft.);

Thence North fifteen degrees and fifty minutes East (N.15° 50' E.) ninety-seven and twenty-five one-hundredths feet (97.25) more or less, to a point in the production of the Southerly limit of Marion Street;

Thence South eighty-nine degrees and fifty minutes East (S.89° 50' E.) one hundred and thirty-six and two-tenths feet (136.2 ft.) to the Easterly limits of Mining Location 1 E;

Thence Northerly along the said easterly limit of Mining Location 1 E sixty-six feet (66 ft.);

Thence North eighty-nine degrees fifty minutes West (N.89° 50' W.) one hundred and seventeen and six-tenths feet (117.6 ft.) along the production of northerly limit of Marion Street;

Thence North twelve degrees and twenty-six minutes West (N.12° 26' W.) fifteen and four-tenths feet (15.4 ft.);

Thence on a curve to the left, three hundred and fifty-seven and four-tenths feet (357.4 ft.) radius, one hundred and ninety-two and six-tenths feet (192.6 ft.);

Thence on a curve to the right two hundred and eight feet (208 ft.) radius, two hundred and thirty feet (230 ft.);

Thence North twenty-three degrees twenty-six minutes West N.23° 26' W.) two hundred and seventy-three feet (273 ft.);

Thence on a curve to the left, one hundred and sixty-three feet (163 ft.) radius, one hundred and sixty-five feet (165 ft.);

Thence North thirty-seven degrees twenty-two minutes West (N.37° 22' W.) three hundred and twelve and thirty-five one-hundredths feet (312.35 ft.);

Thence North eighty-two degrees and fifty-eight minutes East (N.82° 58' E.) three hundred and forty-one and two-tenths feet (341.2 ft.), to a point in the easterly limit of Mining Location 1 E, distant two and thirty-five one-hundredths feet (2.35 ft.), measured northerly along the westerly limit of lot nine, in Mining Location B. from its south-westerly angle;

Thence

Thence Northerly along the said easterly limit of Mining Location 1 E, three hundred and forty-one and two-tenths feet (341.2 ft.);

Thence North eighty-nine degrees and twenty-one minutes West ( $89^{\circ} 21' W.$ ) five hundred and eleven and fifteen one-hundredths feet (511.15 feet);

Thence North six degrees and forty-four minutes West ( $N. 6^{\circ} 44' W.$ ) sixty-five and eight-tenths feet (65.8 ft.);

Thence on a curve to the left, three hundred and sixty-two and three-tenths feet (362.3 ft.) radius, one hundred and nineteen and six one-hundredths feet (119.06 ft.);

Thence North twenty-five degrees and thirty-nine minutes West ( $N. 25^{\circ} 39' W.$ ) two hundred and seventy-five and thirty-five one-hundredths feet (275.35 ft.);

Thence on a curve to the left, two hundred and ninety-two feet (292 ft.) radius, one hundred and eighty-nine and two-tenths feet (189.2 ft.);

Thence North sixty-three degrees and twenty-eight minutes West ( $N. 63^{\circ} 28' W.$ ) seventy-nine and two-tenths feet (79.2 ft.);

Thence on a curve to the left, four hundred and forty-two feet (442 ft.) radius, one hundred and eighty-two feet (182 ft.);

Thence North eighty-seven degrees and twelve minutes West ( $N. 87^{\circ} 12' W.$ ) ninety-six feet (96 ft.);

Thence on a curve to the right, seventy-seven feet (77 ft.) radius, ninety-three and fourteen one-hundredths feet (93.14 ft.);

Thence North twelve degrees and forty-six minutes West ( $N. 12^{\circ} 46' W.$ ) two hundred and ninety-four feet (294 ft.), more or less, to the northerly limit of Mining Location 1 E;

Thence South eighty-nine degrees thirty-seven minutes West ( $S. 89^{\circ} 37' W.$ ) four hundred and fifty-nine and eighty-six one-hundredths feet (489.86 ft.) along the said Northerly limit of Mining Location 1 E to a point distant eight hundred and thirty-two and six-tenths feet (832.6 ft.), measured easterly along the said Northerly limit of Mining Location 1 E, from its North-Westerly angle;

Thence South nineteen degrees and fifty-four minutes East ( $S. 19^{\circ} 54' E.$ ) two hundred and fifty-four feet (254 ft.);

Thence on a curve to the right two hundred and thirty-two and seven-tenths feet (232.7 ft.) radius, two hundred and one and three-tenths feet (201.3 ft.);

Thence South thirty-one degrees and twenty minutes West ( $S. 31^{\circ} 20' W.$ ) four hundred and forty-four feet (444 ft.);

Thence on a curve to the right, sixty-four and eight-tenths feet (64.8 ft.) radius, sixty-seven and two-tenths feet (67.2 ft.);

Thence North eighty-five degrees and fifty-eight minutes ( $N 85^{\circ} 58' W.$ ) forty-two feet (42 ft.);

Thence on a curve to the left, two hundred and eighty-five feet (285 ft.) radius, four hundred and seventy-three feet (473 ft.);

Thence South eighteen degrees and eight minutes East ( $S. 18^{\circ} 8' E.$ ) forty-seven and five-tenths feet (47.5 ft.);

Thence on a curve to the right, two hundred and ninety-two feet (292 ft.) radius, three hundred and nine feet (309 ft.);

Thence on a curve to the left, one hundred and ninety-eight feet (198 ft.) radius, one hundred and forty-eight and five-tenths feet (148.5 ft.);

Thence South one degree forty-six minutes West ( $1^{\circ} 46' W.$ ) one hundred feet (100 ft.);

Thence South four degrees forty-three minutes East ( $S4^{\circ} 43' E.$ ) one hundred and seventeen and twenty-five one-hundredths feet (117.25 ft.);

Thence on a curve to the right, two hundred and ninety-two feet one-tenth feet (292.1 ft.) radius, ninety-seven and four-tenths feet (97.4 ft.);

Thence South twenty-one degrees and thirty-four minutes West ( $S.21^{\circ} 34' W.$ ) one hundred and six and fifty-five one-hundredths feet (106.55 ft.);

Thence on a curve to the left, one hundred and thirty-five feet (135 ft.) radius, one hundred and eight feet (108 ft.);

Thence South twenty-five degrees and thirty-six minutes East ( $S.25^{\circ} 36' E.$ ) three hundred and four and seven-tenths feet (304.7 ft.);

Thence South sixty-six degrees and six minutes ( $66^{\circ} 6' E.$ ) two hundred and twenty-two feet (222 ft.);

Thence on a curve to the right, one hundred and forty-nine and two-tenths feet (149.2 ft.) radius, one hundred and sixty-four and seven-tenths (164.7 ft.);

Thence South fifty-four minutes West ( $S. 54' W.$ ) two hundred and thirty-two and one-tenth feet (232.1 ft.);

Thence on a curve to the left, two hundred and eighty-two and one-tenth feet (282.1 ft.) radius, two hundred and forty-six and eight-tenths feet (246.8 ft.);

Thence South fifty-five degrees and six minutes East ( $S.55^{\circ} 6' E.$ ) seven hundred and forty-three and five-tenths feet (743.5 ft.);

Thence South six minutes East ( $S.6' E.$ ) three hundred and forty-five and five-tenths feet (345.5 ft.), more or less, to a point distant one hundred feet (100 ft.) measured north from the southerly limit of Mining Location 1 E;

Thence South eighty-eight degrees and eighteen minutes West ( $S.88^{\circ} 18' W.$ ) and parallel with the Southerly limit of Mining Location 1 E, one thousand and forty-three and five-tenths feet (1043.5 ft.) to the Westerly limit of Mining Location 1 E;

Thence Southerly along the said Westerly limit one hundred feet (100 ft.) to the South-Westerly angle of said Mining Location 1 E;

Thence Easterly along the said Southerly limit of Mining Location 1 E, to its South-Easterly angle;

Thence Northerly along the Easterly limit of Mining Location 1 E to the point of commencement.

*Note.*—All measurements of curves are measured on the long chord.

Port Arthur, December 10th, 1913.

(Sgd.) E. P. A. PHILLIPS,

Ontario Land Surveyor.

CHAPTER

## CHAPTER 89.

## An Act to confirm Certain By-laws of the Township of Russell.

*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the Township of Rus-Preamble.  
sell has by petition represented that the council of the said corporation upon the application of the trustees of the Police Village of Russell in the said township passed a By-law Number 8 for the year 1911, providing for the borrowing on the credit of the Township of Russell the sum of \$7,000 upon debentures to pay for the construction of certain sidewalks in the said police village referred to in the said by-law and for draining and gravelling or stoning Broadway from the Ottawa and New York Railway to Castor Bridge; that the said council upon the further application of the trustees of the said police village passed By-law Number 11 for the year 1911 amending said By-law Number 8 for the year 1911 by providing for the construction of permanent sidewalks on Parallel Street and Mill Street in the said police village, in addition to the said sidewalks mentioned in said By-law Number 8 for the year 1911 and providing that Broadway from the Ottawa and New York right of way to Mill Street should be macadamized instead of placing crushed stone thereon as contemplated by the said By-law Number 8 for the year 1911 and increasing the amount to be borrowed by the issue of debentures from \$7,000 to \$8,000; that the said by-laws provide for the issue of debentures payable in twenty annual instalments with interest thereon at the rate of five per centum per annum and impose special rates to be levied and collected during the period of twenty years the currency of the said debentures upon the taxable property in the said police village to pay for the said works; that before the said by-laws were passed they were submitted to and received the assent of the rate-payers of the said Police Village of Russell entitled to vote on money by-laws; that during the construction of the works authorized by the said by-laws the petitioners made temporary loans to enable them to pay for the said works and such temporary loans are still owing and unpaid; that the special

rates

rates imposed by the said by-laws have been levied and a part thereof collected in the years 1912 and 1913; that doubts have arisen respecting the validity of the said by-laws and of the rates thereby imposed and your petitioners are unable to sell the debentures issued thereunder; that the council of the Corporation of the Township of Russell upon the application of the trustees of the Police Village of Embrun in the said Township of Russell passed a By-law Number 8 for the year 1912 providing for the construction of permanent sidewalks in the said Police Village of Embrun and for borrowing \$4,000 on the credit of the Township of Russell by the issue of debentures bearing interest at the rate of five per centum per annum to pay for the same; that the said by-law provides that the said debentures shall be payable in ten annual instalments and also provides for levying a special rate for repayment of the said debentures and interest during the period of ten years the currency of the said debentures upon all the taxable property in the said Police Village of Embrun; that before the said by-law was passed it was submitted to and received the assent of the ratepayers of the said Police Village of Embrun entitled to vote on money by-laws; that the said by-law provides for raising annually the sum of \$510 for paying the principal and interest of the debentures; that the said sum of \$510 is not sufficient to pay the said sum of \$4,000 with interest, the sum of \$518.02 being required for that purpose; that the debentures authorized to be issued by said By-law Number 8 for 1912 were duly issued on the 15th day of July, 1912, and pledged as security for a temporary loan made to pay for the works; that ten debentures of \$510, each dated the 8th day of May, 1912, and payable on the 1st day of July in the years 1913 to 1922, both inclusive, have been issued under the said last-mentioned by-law; and whereas the said Corporation has by its Council represented that by-law No. 8 for the year 1914 was passed on the fourteenth day of March, 1914, for borrowing \$4,250.00 upon debentures to pay for a sewer constructed in the Police Village of Russell as a local improvement, and has requested that the said by-law and the debentures to be issued thereunder may be confirmed, and it is just and equitable to grant such request; that no objection to the validity of the said by-laws or any of them has been made by any ratepayer of either of the said villages and it is just and equitable that the said by-laws and the debentures issued or to be issued thereunder should be legalized and confirmed; and whereas it is expedient to grant the prayer of the said petition:

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law Number 8 for the year 1911 passed by the <sup>Certain by-laws confirmed.</sup> municipal council of the Corporation of the Township of Russell on the 12th day of August, 1911, set out in Schedule "A" hereto, as amended by By-law Number 11 for the year 1911, passed by the said municipal council on the 10th day of February, 1912, set out in Schedule "B" hereto and the said By-law Number 11 for the year 1911 and the rates thereby imposed are hereby confirmed and declared to be legal, valid and binding upon the Corporation of the Township of Russell and the ratepayers thereof and upon the lands upon which the said rates are thereby imposed.

2. By-law Number 8 for the year 1912 passed by the <sup>By-law No. 8 of 1912 confirmed.</sup> municipal council of the Corporation of the Township of Russell on the 11th day of June, 1912, set out in Schedule "C" hereto and the rates thereby imposed are hereby confirmed and declared to be legal, valid and binding upon the Corporation of the Township of Russell and the ratepayers thereof and upon the lands upon which the said rates are thereby imposed.

3. By-law No. 8 for the year 1914 passed by the <sup>By-law No 8 of 1914 confirmed.</sup> Municipal Council of the Corporation of the Township of Russell on the fourteenth day of March, 1914, set out in Schedule "D" hereto, and the rates thereby imposed are hereby confirmed and declared to be legal, valid and binding upon the Corporation of the Township of Russell and the ratepayers thereof and upon the lands upon which the said rates are thereby imposed.

4. All debentures issued or to be issued under the author- <sup>Debentures confirmed.</sup> ity of the said by-laws or any of them and substantially complying with the provisions of the by-law or by-laws under which the same are issued shall be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any of the said debentures to inquire into the validity of the by-law or by-laws under the authority of which the same are issued.

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#### SCHEDULE "A."

##### By-Law No. 8

Of the Corporation of the Township of Russell, in the County of Russell, for the Year 1911.

A by-law to provide for the construction of permanent walks and road improvements in the Police Village of Russell, in the Township of Russell, in the County of Russell, for borrowing on the

credit

credit of the Municipality of the Township of Russell, the sum of seven thousand dollars for completing the same.

Provisionally adopted the 8th day of July, A.D. 1911.

Whereas it is desirable that permanent sidewalks be constructed within the limits of the Police Village of Russell as follows:—

I. On the east side of Concession Street Broadway from the O. & N. Y. track to the corner of Mill Street.

II. On the west side of said Concession Street from Exhibition Grounds gate to connect with present cement walk.

III. On the east side of Concession Street from the south end of the bridge to Dr. McDougall's lot.

On the west side of the same street from south of the bridge to the Methodist Church.

IV. To continue present cement walk at Henry Watson's corner to Thos. Howe's store, thence east along the south side of Mill Street to a point opposite William Stern's house and to continue present walk on south side of Mill west of Concession Street to Jas. Morris, and to continue the present cement walk on the north side of Mill Street west of Concession Street to Benjamin Barrington's.

V. On the north side of Castore Street from the Baptist Church to the School grounds.

On the west side of the street leading north from Mill to the English Church; also a piece of walk past Oliver Boyd's property, and also the necessary streetcrossings, and that Broadway be drained and gravelled or stoned from the O. & N. Y. Railway to the Castor bridge.

Whereas in order to pay for the construction of these walks and the improvements of this road, it is necessary to raise the sum of seven thousand dollars, upon the credit of the Corporation of the Township of Russell and issue debentures of the said corporation to provide therefor.

And whereas it will require the sum of five hundred and sixty-one dollars and seventy cents (\$561.70) to be raised annually by a special rate for a period of twenty years, to pay the debt created by this by-law and interest thereof at the rate of five per cent. per annum.

And whereas the whole rateable property of the Police Village of Russell, according to the last revised assessment roll of the Municipality of the Township of Russell, is \$95,725;

And whereas the amount of the existing debenture debt of the Police Village of Russell, including the local improvement debentures is \$ nothing;

And whereas for paying the said debt created and the interest thereon at the rate aforesaid, it is necessary to levy an annual special rate sufficient therefor, in addition to all other rates in each year for twenty years, upon the whole rateable property within the limits of the Police Village of Russell;

Be it therefore enacted a by-law of the Corporation of the Township of Russell, and it is hereby enacted that:—

1. That the said improvements shall be carried out in accordance

with

with the plans, profiles, specifications of Horace J. Walker, Civil Engineer.

2. That the reeve of the said Municipality of the Township of Russell may borrow on the credit of the Corporation of the said Township of Russell, the sum of seven thousand dollars, being the funds necessary for the completion of the work, and may issue debentures of the corporation to that amount in sums of not less than fifty dollars each, and payable within twenty years from the date of the said debentures with interest at the rate of five per cent. per annum. That is to say, the said principal and interest shall be divided into twenty equal annual instalments of five hundred and sixty-one dollars and seventy cents (\$561.70) each.; such instalments to cover a portion of the debt and interest, and to be of such amount that the aggregate amount payable for principal and interest in any year shall be equal, as near as may be, to what is payable for principal and interest during each of the other years during said period which the debentures have to run, such debentures without coupons to be payable at the agency of the Bank of Ottawa, in the Police Village of Russell.

3. That it shall be lawful for the reeve of the Corporation of the Township of Russell, and he is hereby authorized to issue and sign the said debentures, each of which shall be sealed with the corporation seal of the Township of Russell and countersigned by the treasurer of the said municipality.

4. For paying the sum of seven thousand dollars, the sum necessary to complete the said improvements, and for covering interest thereon, for twenty years, at the rate of five per cent. per annum, a special rate on the dollar sufficient to produce the required yearly amount, over and above all other rates, shall be levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the whole rateable property within the limits of the said Police Village of Russell, in the Township of Russell, in each and every year for twenty years, after the final passing of this by-law, during which the said debentures have to run. This by-law shall come into operation and take effect upon the final passing thereof.

And whereas this by-law requires the assent of the electors of the Police Village of Russell aforesaid before the final passing thereof.

And whereas it is necessary to appoint the time and place for the taking of the poll for the electors entitled to vote on this proposed by-law, and also the day for finally considering the said by-law in council.

Be it therefore enacted that the said poll be taken on the eleventh day of August, A.D. 1911, in the place and by the returning officer herein named.

That the place shall be the Town Hall in the Police Village of Russell.

That the returning officer shall be W. J. Wilberforce Lowrie.

That the poll shall be opened at the hour of nine o'clock in the forenoon and kept open until five o'clock in the afternoon of the same day.

That this by-law shall be finally considered in council on the twelfth day of August, A.D. 1911.

That the clerk of the Corporation of the Township of Russell shall sum up the number of votes for and against this by-law on

the

the twelfth day of August, A.D. 1911, at the hour of twelve o'clock, in the town hall, in the Police Village of Russell.

Read a first time in open council this eighth day of July, A.D. 1911.

WM. MCKAY,  
*D. Reeve.*

(Seal.)

W. J. W. LOWRIE,  
*Clerk.*

Read a second time in open council this eighth day of July, A.D. 1911.

WM. MCKAY,  
*D. Reeve.*

(Seal.)

W. J. W. LOWRIE,  
*Clerk.*

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#### SCHEDULE "B."

##### BY-LAW No. 11

Of the Corporation of the Township of Russell, in the County of Russell, for the Year 1911.

A by-law to amend By-law No. 8, passed on the twelfth day of August, 1911, entitled "A by-law to provide for the construction of permanent walks and road improvements in the Police Village of Russell, in the Township of Russell, in the County of Russell, and for borrowing on the credit of the Municipality of the Township of Russell the sum of seven thousand dollars (\$7,000) for completing the same."

Whereas it is desired that the permanent walks be extended on Parallel Street and also on Mill Street;

And whereas it is desirable to macadamize Broadway from the Ottawa and New York right of way to Mill Street, instead of merely placing the crushed stone thereon as contemplated in the original by-law;

And whereas the estimated cost of this extra work is one thousand dollars (\$1,000);

And whereas it is necessary to amend the said by-law in order to raise this extra amount;

Be it therefore enacted a by-law of the Corporation of the Township of Russell, and it is hereby enacted as follows:—

1. That in the 3rd paragraph the words "seven thousand dollars (\$7,000)" be struck out and eight thousand dollars (\$8,000) substituted therefor.

2. In the 4th paragraph, the words "five hundred and sixty-one dollars and seventy cents (\$561.70)" be struck out and six hundred and forty-one dollars and ninety-five cents (\$641.95) be substituted therefor.

3. That in the 2nd and 4th enacting clauses of the said by-law the words "seven thousand dollars (\$7,000)" be struck out and eight thousand dollars (\$8,000) substituted therefor.

And

And whereas this by-law requires the assent of the electors of the Police Village of Russell aforesaid before the final passing thereof;

And whereas it is necessary to appoint a time and place for the taking of the poll for the electors entitled to vote on this proposed by-law, and also the day for the final considering the said by-law in council.

Be it therefore enacted that the said poll be taken on the first day of January, 1912, at the same time and in the same polling place and by the same returning officer as the municipal elections.

That the said returning officer shall sum up the number of votes for and against this by-law on the second day of January, A.D. 1912, at the hour of twelve o'clock, in the Town Hall, in the Police Village of Russell.

That this by-law shall be finally considered in council at the second regular meeting of said council for the year 1912.

Read a first and second time in open council this fifteenth day of December, A.D. 1911.

C. ST. ONGE,  
*Reeve.*

(Seal.)

W. J. W. LOWBIE,  
*Clerk.*

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#### SCHEDULE "C."

##### By-Law No. 8

Of the Corporation of the Township of Russell, in the County of Russell, for the Year 1912.

A by-law to provide for the construction of permanent walks in the Police Village of Embrun, in the Township of Russell, in the County of Russell, and for borrowing on the credit of the Municipality of the Township of Russell the sum of four thousand dollars for completing the same.

Provisionally adopted the eighth day of May, A.D. 1912.

Whereas it is desirable that permanent sidewalks be constructed within the limits of the Police Village of Embrun as follows:—

On the west side of the gully opposite the east end of the old cemetery on the north side of Roy Street, thence westerly to the end of the present walk at the south-east corner of J. D. Segouin's property.

On the north side of Roy Street, beginning at the westerly end of the present walk on the west side of the big gully, thence westerly to Emard Street, thence along the north side of Emard Street to the angle in said street opposite C. St. Onge's granary.

Thence along the south side of Emard Street to the west side of the Head line road at St. Onge Corners, and including three hundred feet of walk on each side of the Head line road.

On the south side of Roy Street, beginning about the centre of H. A. Dupuis' property, thence westerly to about S. Fillion's property.

And

And whereas in order to pay for the construction of these walks and crossings of the streets it is necessary to raise the sum of four thousand dollars upon the credit of the Corporation of the Township of Russell and issue debentures of the said corporation to provide therefor;

And whereas it will require the sum of five hundred and ten (\$510) to be raised annually by a special rate for the period of ten years, to pay the debt created by this by-law, and interest thereof at the rate of five per cent. per annum;

And whereas the whole rateable property of the said Township of Russell, according to the last revised assessment roll of the said municipality is \$1,790,595;

And whereas the amount of the existing debenture debt of said Township of Russell, including debentures of the Police Village of Russell, is \$68,435.98;

And whereas the whole rateable property of the Police Village of Embrun, according to the last revised assessment roll of the Municipality of the Township of Russell, is \$89,475;

And whereas the said Police Village of Embrun has no debenture debt;

And whereas for paying the said debt created and the interest thereon at the rate aforesaid, it is necessary to levy an annual special rate sufficient therefor, in addition to all other rates in each year for ten years, upon the whole rateable property within the limits of the Police Village of Embrun;

Be it therefore enacted by the Corporation of the Township of Russell, and it is hereby enacted:—

*Firstly*—That the said improvements shall be carried out in accordance with the plan, profiles and specifications of W. H. Magwood, Civil Engineer.

*Secondly*—That the Reeve of the said Municipality of the Township of Russell may borrow on the credit of the Corporation of the said Township of Russell the sum of four thousand dollars (\$4,000), being the funds necessary for the completion of the work, and may issue debentures of the corporation to that amount in sums not less than fifty dollars each, and payable within ten years from the date of the said debentures, with interest at the rate of five per cent. per annum, that is to say, the said principal and interest shall be divided into ten annual instalments of five hundred and ten dollars (\$510) each, such instalments to cover portions of the debt and interest, and to be of such amount that the aggregate amount payable for principal and interest in any year shall be equal, as near as may be, to what is payable for principal and interest during each of the years during the said period which the debentures have to run, such debentures, without coupons, to be payable at the agency of the Trader's Bank in the Police Village of Embrun;

*Thirdly*—That it shall be lawful for the Reeve of the Corporation of the Township of Russell, and he is hereby authorized to issue and sign the said debentures, each of which shall be sealed with the corporation seal of the Township of Russell and countersigned by the treasurer of the said municipality.

*Fourthly*—For paying the sum of four thousand dollars, the sum necessary to complete the said improvements and for covering interest thereon for ten years at the rate of five per cent. per annum, a special rate on the dollar sufficient to produce the required yearly amount over and above all other rates shall be levied

and

and collected in the same manner and at the same time as the other taxes are levied and collected upon and from the whole rateable property within the limits of the said Police Village of Embrun, in the Township of Russell, in the County of Russell, in each and every year for ten years after the passing of this by-law during which the said debentures have to run.

*Fifthly*—That this by-law shall come into operation and take effect upon the final passing thereof.

And whereas this by-law requires the assent of the electors of the Police Village of Embrun aforesaid before the final passing thereof.

And whereas it is necessary to appoint the time and place for the taking of the poll for the electors entitled to vote on this proposed by-law, and also the day for finally considering the said by-law in council.

Be it therefore enacted that the said poll be taken on the tenth day of June, A.D. 1912, at the Town Hall in the Police Village of Embrun, and that the returning officer shall be W. J. W. Lowrie, Township Clerk, and that W. D. Dupuis shall be deputy returning officer.

That on the eighth day of June, 1912, the reeve shall attend at the Town Hall at ten o'clock in the forenoon to appoint persons to attend at the polling place and at the final summing up of the votes by the Clerk on behalf of the persons interested in and promoting or opposing the passing of this by-law respectively.

That the poll shall be opened at the hour of nine o'clock in the forenoon and kept open until five o'clock in the afternoon of the same day.

That the Clerk of the Corporation of the Township of Russell shall sum up the number of votes for and against this by-law on the eleventh day of June, A.D. 1912, at the hour of twelve o'clock in the Town Hall in the Police Village of Embrun.

That this by-law shall be finally considered in council on the eleventh day of June, A.D. 1912.

Read a first and second time in open council this eighth day of May, A.D. 1912.

C. ST. ONGE,

(Seal)

*Reeve.*

W. J. W. LOWRIE,

*Clerk.*

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#### SCHEDULE "D."

#### BY-LAW No. 8, 1914.

By-law to provide for borrowing \$4,250 upon debentures to pay for the construction of a sewer drain on the north side of the side line between township lots numbers eleven and twelve in the second and third concessions of the Township of Russell, and southerly along the road between concessions two and three to the Castor River, constructed as a local improvement.

Whereas, pursuant to a sufficient petition under *The Local Improvement Act*, a sewer drain has been constructed on the north side of the side line between township lots numbers eleven and twelve in the second and third concessions of the Township of Russell, and southerly along the road between concessions two and three to the Castor River as a local improvement under the provisions of *The Local Improvement Act*;

And

And whereas the total cost of the work is \$4,250, of which \$720.90 is the corporation's portion of the cost and \$3,529.10 is the owners' portion of the cost, for which a special assessment roll has been duly made and certified;

And whereas the estimated lifetime of the work is 75 years;

And whereas it is necessary to borrow the said sum of \$4,250 on the credit of the corporation, and to issue debentures therefor bearing interest at the rate of five and a half per cent. per annum, which is the amount of the debt intended to be created by this by-law;

And whereas it is expedient to make the principal of the said debt repayable in yearly sums during the period of 20 years of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal, as nearly as may be, to the amount so payable for interest in each of the other years;

And whereas it will be necessary to raise annually the sum of \$355.64 during the period of 20 years to pay the said yearly sum of principal and interest as they become due, of which \$60.32 is required to pay the corporation's portion of the cost and the interest thereon, and \$295.32 as required to pay the owners' portion of the cost and the interest thereon;

And whereas the amount of the whole rateable property of the municipality, according to the last revised assessment roll, is \$1,590,530;

And whereas the amount of the existing debenture debt of the corporation (exclusive of local improvement debts secured by special rates or assessments) is \$10,000, and no part of the principal or interest is in arrear;

And whereas the approval of the Provincial Board of Health has been obtained, as required by *The Public Health Act*, to the sewer drain as so constructed;

Therefore the Municipal Council of the Corporation of the Township of Russell enacts as follows:—

1. That for the purpose aforesaid there shall be borrowed on the credit of the corporation at large the sum of four thousand two hundred and fifty dollars (\$4,250), and debentures shall be issued therefor in sums of not less than \$100 each bearing interest at the rate of five and one-half per cent. per annum, and having coupons attached thereto for the payment of the interest.

2. The debentures shall all bear the same date, and shall be issued within two years after the day on which this by-law is passed, and may bear any date within such two years, and shall be payable in twenty annual instalments during the twenty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:—

No.	Interest.	Principal.	Total.
1.....	\$233 75	\$121 89	\$355 64
2.....	227 05	128 59	355 64
3.....	219 97	135 67	355 64
4.....	212 51	143 13	355 64
5.....	205 64	150 00	355 64
6.....	196 34	159 30	355 64
7.....	187 57	168 07	355 64
8.....	178 33	177 31	355 64
9.....	168 58	187 06	355 64
10.....	158 29	197 35	355 64
11.....	147 44	208 20	355 64
12.....	135 99	219 65	355 64
13.....	123 90	231 74	355 64

No.	Interest.	Principal.	Total.
14.....	111 16	244 48	355 64
15.....	97 71	257 93	355 64
16.....	83 53	272 11	355 64
17.....	68 56	287 08	355 64
18.....	52 77	302 87	355 64
19.....	36 11	319 53	355 64
20.....	18 54	337 10	355 64

3. The debenture as to both principal and interest may be expressed in Canadian currency or sterling money of Great Britain at the rate of one pound sterling for each four dollars and eighty-six and two-third cents, and may be payable at any place or places in Canada or Great Britain.

4. The reeve of the corporation shall sign and issue the debentures and interest coupons, and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation.

5. During 20 years, the currency of the debentures, the sum of \$355.64 shall be raised annually for the payment of the debt and interest as follows:—

The sum of \$60.32 shall be raised annually for the payment of the corporation's portion of the cost and the interest thereon, and shall be levied and raised annually by a special rate sufficient therefor, over and above all other rates, on all the rateable property in the municipality at the same time and in the same manner as other rates.

For the payment of the owners' portion of the cost and the interest thereon the special assessment set forth in the said special assessment roll is hereby imposed upon the lands liable therefor as therein set forth; which said special assessment, with a sum sufficient to cover interest thereon at the rate aforesaid, shall be payable in twenty equal annual instalments of \$295.32 each, and for that purpose the special annual rates per foot frontage set forth in Schedule 1 hereto attached are hereby imposed upon the lots entered in the said special assessment roll, according to the assessed frontage thereof, over and above all other rates and taxes, and the said special rates shall be collected annually by the collector of taxes for the corporation at the same time and in the same manner as other taxes.

6. The debentures may contain any clause providing for the registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

7. The amount of the loan authorized by this by-law may be consolidated with the amount of any loans authorized by the other local improvement by-laws by including the same with such other loans in a consolidating by-law authorizing the borrowing of the aggregate thereof as one loan, and the issue of debentures for such loan in one consecutive issue, pursuant to the provisions of the statute in that behalf.

8. This by-law shall take effect on the day of the final passing thereof.

Passed this 14th day of March, 1914.

PAUL J. MENARD,  
*Reeve.*

W. R. CRAIG,  
*Clerk.*

(Seal)

SCHEDULE

## SCHEDULE 1.

## ATTACHED TO DEBENTURE BY-LAW No. ....

This form is to be used in connection with both forms of debenture by-laws if the rate per foot frontage is not the same on all the lots.

Name of Owner.	Street.	Side of Street.	Lot assessed.	Number of feet assessed.	Total cost per foot frontage with which each lot is assessed.	Amount to be paid annually to pay debt and interest.	Annual rate per foot frontage.
John Mather .....	Broadway	West	S. pt. 1 n. Mill	69	\$80 00	\$4 62	\$6 70
S. Stevenson .....	"	"	C. pt. 1 n. Mill	90	75 68	5 69	6 32
H. Cordell .....	"	"	N. pt. 1 n. Mill	40½	93 33	3 16	7 80
Co. Registry Office ..	"	"	S. pt. A	53½	77 35	3 46	6 47
Public Library .....	"	"	C. pt. A.	27½	76 91	1 77	6 43
Kenney Bros. ....	"	"	N. pt. A., Lot B	118½	72 08	7 15	6 04
John Herrington .....	"	"	Lots C and D	134	70 80	7 94	5 92
R. York .....	"	"	Lot E	102	73 86	6 30	6 18
Russell Hayes .....	"	"	Pt. Lot 11, Con. 2	67	70 52	3 95	5 90
John Hall .....	"	"	Pt. Lot 11, Con. 2	71	70 52	4 19	5 90
Joseph Butt .....	"	"	Pt. Lot 11, Con. 2	50	87 20	3 65	7 30
John Carkner .....	"	"	Lot 1	54¾	72 71	3 33	6 08
Fabien Leveille .....	"	"	Lot 2	54¾	72 71	3 33	6 08
Emerson Kyle .....	"	"	Lots 3 and 4	108¾	77 64	7 07	6 51
Robert Fraser .....	"	"	Lot 5	54¾	77 29	7 51	6 46
A. Walker .....	"	"	Pt. Lot 12, Con. 2	133	70 87	7 89	5 93
Mrs. S. York .....	"	"	Pt. Lot 12, Con. 2	199	74 19	12 35	6 21

Exhibition Grounds .....	"	"	Pt. Lot 12, Con. 2	530	61 04	27 07	5 11
Oliver Boyd Estate .....	"	East	S. pt. 1 n. Mill	167	91 56	12 80	7 65
R. B. Stearns .....	"	"	N. pt. 1 n. Mill	32	91 56	2 45	7 65
W. H. Lowrie .....	"	"	Pt. Lot 11, Con. 3	114	91 56	8 73	7 65
F. Loucks .....	"	"	S. pt. 1	31	91 56	2 37	7 65
George Sutherland .....	"	"	N. pt. 1	19	91 56	1 46	7 65
James Summers .....	"	"	N. pt. 2	32	91 56	2 45	7 65
Ham Rombough .....	"	"	S. pt. 3	37	91 56	2 84	7 65
Wm. Shepherd .....	"	"	S. $\frac{3}{4}$ 4 and N. $\frac{1}{4}$ 3	50	91 56	3 83	7 65
George Sutherland .....	"	"	N. $\frac{1}{4}$ 4, Lot 5	62 $\frac{1}{2}$	91 56	4 79	7 65
Mrs. D. Meharey .....	"	"	Lot 6 and 8 $\frac{1}{2}$ 7	75	91 56	5 75	7 65
Mrs. Kitto .....	"	"	N. $\frac{1}{2}$ 7 and 8 $\frac{1}{2}$ 8	50	91 56	3 83	7 65
Mrs. A. Elliott .....	"	"	N. $\frac{1}{2}$ 8, Lot 9, S. $\frac{1}{2}$ 10	99	91 56	7 58	7 65
A. Boyd .....	"	"	N. $\frac{1}{2}$ 10 and Lot 11	75	91 56	5 75	7 65
M. Turnbull .....	"	"	Lot 12 and S. $\frac{1}{2}$ 13	75	91 56	5 75	7 65
Eccles McCaffrey .....	"	"	N. $\frac{1}{2}$ 13 and Lot 14	75	91 56	5 75	7 65
Thos. Binks .....	"	"	Lot 15	50	91 56	3 83	7 65
Wm. Stearns, Jr. ....	"	"	Lot 16	48 $\frac{1}{2}$	91 56	3 72	7 65
Eccles McCaffrey .....	"	"	Lots 1 and 2	100 $\frac{1}{2}$	91 56	7 70	7 65
A. J. Birmingham .....	"	"	Lot 3	50	91 56	3 83	7 65
E. Rombough .....	"	"	Lot 4	50	91 56	3 83	7 65
Alex. Rombough .....	"	"	Lot 5	50	91 56	3 83	7 65
Arthur McGregor .....	"	"	Lot 6	50	91 56	3 83	7 65
George Stearns .....	"	"	Lot 7	50	91 56	3 83	7 65
Robert Mehenev .....	"	"	Lot 8	50	91 56	3 83	7 65
Wm. Young .....	"	"	Lot 9	50	91 56	3 83	7 65
Percy Howe .....	"	"	Lot 10	50	91 56	3 83	7 65
Mrs. Free .....	"	"	Lot 11	50	91 56	3 83	7 65
Mrs. Howes .....	"	"	Lot 12	50	91 56	3 83	7 65
Wm. Shepherd .....	"	"	Lots 13 and 14	100	91 56	7 66	7 65
H. J. Walker .....	"	"	Lot 15	50	91 56	3 83	7 65
Andrew Walker .....	"	"					

## SCHEDULE 1.—Continued.

Name of Owner.	Street.	Side of Street.	Lot assessed.	Number of feet assessed.	Total cost per foot Frontage with which each lot is assessed.	Total cost per foot Frontage with which each lot is assessed.	Annual rate per foot frontage.
D. Harris .....	Craig	North	Lot 10	27	76 03	1 72	6 39
James Conlin ..	"	"	Lot 9	54	76 03	3 45	6 39
F. Sniden .....	"	"	Lot 8	54	76 03	3 45	6 39
John Young .....	"	"	Lot 7	54	76 03	3 45	6 39
Mrs. O. Boyd .....	"	"	Lot 6	54	76 03	3 45	6 39
Emerson Kyle ..	"	"	Lot 3	55	76 03	3 51	6 39
Fabien Leveille ..	"	South	Lot 2	55	76 03	3 51	6 39
Fabien Leveille ..	"	"	Lot 16	54	76 03	3 45	6 39
Fred Conlin .....	"	"	Lot 17	54	76 03	3 45	6 39
Jesse Sharp .....	"	"	Lot 18	54	76 03	3 45	6 39
John Loucks .....	"	"	Lot 19	54	76 03	3 45	6 39
Municipality of the Township of Russell .....						60 32	

## CHAPTER 90.

## An Act respecting the City of St. Catharines

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the City of St. Catharines has, by its petition, represented that during the year 1913 the said corporation incurred a floating indebtedness to the amount of thirty thousand dollars (\$30,000.00) or thereabouts and that such indebtedness was caused by the difference in the amount realized from the sale of certain issue of debentures of the corporation during the said year and the face or par value of the said debentures and by interest charges incurred by reason of the postponement of the sale of the said debentures; that by reason of financial conditions during the said year 1913 the said corporation was unable to sell the said debentures for their face or par value and was obliged to postpone the sale of the said debentures from time to time and was finally compelled to accept on the sale of the said debentures a sum considerably less than the par or face value thereof; and whereas the numbers of the by-laws authorizing the said issues of debentures, the dates of passing, the purposes thereof; the amounts authorized by the said by-laws, the amounts of the discount or deficiency on the sale thereof, and the interest charges incurred by reason of the postponement of the sale of the said debentures from time to time, are respectively set out in a schedule hereunto annexed marked "A," and the said corporation has asked for authority to issue the debentures of the corporation for the sum of \$30,000 to cover the amount of the said floating indebtedness; and whereas the said corporation has also by its said petition represented that, in addition to the amounts which the Water Works Commission of the said city is required by various statutes to raise annually from the water rates and rents charged by the commission over and above the expenses of maintaining and managing the said waterworks, the revenue derived by the said Water Works Commission from its rates and rents is more than sufficient to pay the interest and create a sinking fund for the payment of the principal of the debentures of the said

said

said corporation issued under the authority of by-law number 2448 of the said corporation, being an indebtedness for waterworks purposes incurred with the approval of the Provincial Board of Health, and has prayed that it may be declared that, in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power as fixed by Section 16 of *The City of St. Catharines Debt Consolidation Act, 1893*, has been reached, the amount of the debt created under the authority of the said by-law number 2448, and also the amount of any debt hereafter incurred by the said corporation for waterworks purposes with the approval of the Provincial Board of Health shall not be reckoned as part of such indebtedness; and whereas the said corporation has further represented that under and by virtue of By-law Number 2593 of the said corporation passed on the first day of December, 1913, an issue of debentures to the amount of \$116,000 for the purpose of installing, constructing and equipping works, plant and machinery for the transmission and distribution of electric power for lighting and power purposes in the City of St. Catharines was authorized for the purpose of implementing and carrying out an agreement with the Hydro Electric Power Commission of Ontario entered into pursuant to *The Power Commission Amendment Act, 1909*, and has prayed that it may be declared that, in calculating the amount of the indebtedness of the said corporation for the purpose of ascertaining if the limit of its borrowing power as fixed by Section 16 of *The City of St. Catharines Debt Consolidation Act, 1893*, has been reached, the amount of the debt created under the authority of the said by-law number 2593 shall not be reckoned as part of such indebtedness; and whereas the said corporation has by its said petition further represented that by section 15 of chapter 92 of the Statutes passed in the 63rd year of the reign of Her late Majesty, Queen Victoria, the rate of interest on the debentures authorized by the said Act is fixed at the rate of four per cent. per annum, and that none of the debentures of the said Act have ever been issued, and has prayed that it may be enacted that the word "four" in the fifth line of the said section may be struck out and the word "five" be substituted therefor; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Floating  
debt con-  
solidated at  
\$80,000.

1. It shall and may be lawful for the Council of the Corporation of the City of St. Catharines to pass a by-law, authorizing the issue of debentures to the amount of \$30,000 for

for the purpose of paying an indebtedness of the said corporation incurred or caused by reason of a deficiency or discount in the amounts realized from the sale of the issues of debentures more particularly mentioned and set out in the schedule hereunto appended marked "A" and the interest charges incurred by the said corporation by reason of the postponement of the sale of the said debentures from time to time. The said debentures shall mature at a period not more than twenty years from the date thereof and shall bear interest at a rate not exceeding five per cent. per annum, and may be made payable at any place in Canada or Great Britain.

2. In addition to the amounts which the Water Works Commission of the City of St. Catharines is required by section 26 of chapter 92 of the Acts passed in the 63rd year of the reign of Her late Majesty Queen Victoria, and by section 7 of chapter 78 of the Acts passed in the 3rd year of the reign of His late Majesty Edward VII, and by section 7 of chapter 110 of the Acts passed in the 1st year of His Majesty's reign to raise annually from the water rates or rents charged or imposed by the said commission over and above the expenses of maintaining and managing the said water works, the said water works commission shall also raise annually from the said water rates or rents a sum not less than sufficient to pay the interest and create a sinking fund for the payment of the principal of the debentures of the Corporation of the City of St. Catharines which were issued under the authority of a certain by-law of the said corporation Number 2448, entitled "A By-law to borrow by the issue of debentures the sum of \$61,800 for the purpose of extending the waterworks system of the City of St. Catharines," passed on the thirteenth day of January, 1913, with the approval of the Provincial Board of Health. The provisions of sections 4 and 5, chapter 110 of the Acts passed in the first year of His Majesty's reign shall apply to the debentures authorized and issued under the authority of the said recited By-law Number 2448. In calculating the amount of the indebtedness of the said City Corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by Section 16 of *The City of St. Catharines Debt Consolidation Act*, 1893, has been reached, the amount of the debt created under the authority of the said by-law shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same.

3. The amount of any indebtedness hereafter incurred by the Corporation of the City of St. Catharines for the purpose of extending or improving the waterworks system of

Water rates  
to be suffi-  
cient to  
meet cer-  
tain debts.

Debts re  
waterworks  
not to be  
taken into  
account in  
ascertain-  
ing limit of  
borrowing  
the powers.

the said city, created or incurred with the approval of the Provincial Board of Health under the provisions of *The Public Health Act*, where it is made to appear to The Ontario Railway and Municipal Board that, in addition to the amounts which the Water Works Commission of the said city is required by statute to raise annually from the water rates and rents charged by the commission over and above the expenses of maintaining and managing the said water-works, the revenue derived by the said Water Works Commission from its rates and rents is more than sufficient to pay the interest and create a sinking fund for the payment of such indebtedness, the amount of such indebtedness shall not be reckoned as part of the indebtedness of the said city corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by section 16 of *The City of St. Catharines Debt Consolidation Act, 1893*, has been reached, but shall be excluded in computing the same.

Debts for  
electrical  
power  
works also  
not to be  
reckoned.

4. In calculating the amount of the indebtedness of the said city corporation for the purpose of ascertaining if the limit of its borrowing power, as fixed by section 16 of *The City of St. Catharines Debt Consolidation Act, 1893*, has been reached, the amount of the debt created under the authority of a certain by-law of the said city corporation number 2593, passed on the first day of December, 1913, entitled "A By-law to provide for borrowing the sum of \$116,000 by the issue of debentures for the purpose of installing, constructing and equipping works, plant and machinery for the transmission and distribution of electric power for lighting and power purposes in the City of St. Catharines," for the purpose of implementing and carrying out an agreement with The Hydro-Electric Power Commission of Ontario bearing date the first day of December, 1913, entered into pursuant to *The Power Commission Amendment Act, 1909*, shall not be reckoned as part of such indebtedness, but shall be excluded in computing the same.

63 V. c. 92,  
s. 15,  
amended.

5. Section 15 of chapter 92 of the Acts passed in the 63rd year of the reign of Her late Majesty Queen Victoria be and the same is hereby amended by striking out the words "four per cent." in the fifth line of the said section and substituting therefor the words "five per cent."

SCHEDULE MARKED "A," REFERRED TO IN THE FOREGOING ACT.

Description.	By-law No.	Passed.	Debtures		Analysis of Bank Interest.	Deficiency.	Deficiency Discount.
			Issued.	Outstanding.			
Waterworks .....	2448	13 Jan., 1913	\$61,800 00	.....	.....	\$7,416 00	\$7,416 00
Trunk Sewers .....	2404	3 Sept., 1912	45,000 00	.....	.....	5,400 00	5,400 00
Local Improvement Pavements .....	2503	5 Aug., 1913	54,338 56	.....	.....	3,326 69	1,881 08
Local Improvement Pavements .....	2494	28 July, 1913	55,075 43	.....	.....	3,414 66	1,904 48
Brigger, W. H. (bonus) .....	2462	10 Mar., 1913	3,500 00	.....	.....	350 00	350 00
Goodrich Co. (bonus) .....	2461	10 Mar., 1913	26,000 00	.....	.....	2,600 00	2,600 00
Public School .....	2403	3 Sept., 1913	15,000 00	.....	.....	1,500 00	1,500 00
Gas .....	2365	25 Aug., 1913	10,000 00	.....	.....	1,000 00	1,000 00
Sidewalks .....	2427	17 Oct., 1912	1,079 03	.....	.....	107 90	107 90
Sidewalks .....	2558	20 Nov., 1913	12,611 30	.....	.....	776 16	776 16
Local Sewer .....	2591	26 Nov., 1913	27,031 19	.....	.....	1,664 71	1,664 71
Local Sewer } .....	2426	17 Oct., 1912	{ 7,263 32	.....	.....	726 33	726 33
Pavements } .....			{ 4,231 95	.....	.....	423 19	423 19
Curbs .....	2559	20 Nov., 1913	2,243 36	.....	.....	20 39	20 39
Fire Halls .....	2453	30 Jan., 1913	12,000 00	.....	.....	1,440 00	1,440 00
Gas .....	2542	30 Jan., 1913	7,000 00	.....	.....	840 00	840 00
			\$344,234 14	\$31,006 03	\$2,955 79	\$28,650 24	

## CHAPTER 91.

## An Act to Incorporate the Village of St. Clair Beach

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS John Cada, of the Township of Maidstone, in the County of Essex, Farmer, and others, have by their petition represented that the lands hereinafter described are suitable for the purpose of summer residence and are becoming greatly in demand for such purpose; and whereas it has been made to appear that it is necessary to spend a very large amount of money in laying out and improving the said lands, and in providing water, light, drainage, pavements, etc., and that the construction of all of such works will be facilitated by incorporating the inhabitants of such land as a village, and that such incorporation will be the means of bringing into Ontario a large number of people from Detroit and other places who are only waiting for the improvements to make it a place of residence; and whereas it appears that the petition has been signed by a large majority of the whole number of ratepayers in the said territory; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

## Incorporation of Village of St. Clair Beach.

**1.** The inhabitants of the lands described in section 2 are hereby constituted a corporation or body politic under the name of "The Corporation of the Village of St. Clair Beach," separate and apart from the Township of Maidstone.

## Boundaries.

**2.** The said Village of St. Clair Beach shall comprise and consist of all that part of the said Township of Maidstone, described as follows: Part of lot one west of Pike Creek, and the gore in front thereof, and the water lot on Lake St. Clair, all of which may be more particularly described as follows: Commencing at the intersection of the Town-  
line

line Road between the Townships of Sandwich East and Maidstone and the Tecumseh Road; thence northerly along the centre of the said Townline Road and the prolongation thereof to the boundary of the Province in Lake St. Clair; thence easterly along the boundary of the Province to a point due north of the centre line between the piers at the mouth of River Aux Peches, otherwise known as Pike Creek; thence south to and along said centre line; thence along the channel of River Aux Peches to its intersection with the northerly limit of lot number two west of River Aux Peches; thence westerly along said last mentioned limit to the westerly limit of the road west of Pike Creek; thence northerly along said last mentioned limit to the centre of the Tecumseh Road; thence westerly along the centre of the said Tecumseh Road to the place of beginning.

3.—(1) The Council of the Village shall consist of a Council—reeve and four councillors. John Cada shall be the first reeve, and Frank E. Fisher, Sidney Cecil Robinson, Charles W. Hoare and Eugene Janisse the first councillors of the said village. how composed.

(2) The first reeve shall hold office for the remainder of the year 1914, and until his successor is appointed and has taken the declaration of office. Term of office of first mayor.

(3) The council shall on the second Monday in January in each of the years 1915 and 1916 appoint one of themselves reeve to hold office for the current year until his successor is appointed and has taken the declaration of office. Appointment of subsequent mayors.

(4) The first councillors shall hold office until the 31st day of December, 1916, and until their successors have been appointed or elected and have taken the declarations of office. Term of office of first councillors.

(5) The person appointed reeve in any year shall be eligible for re-appointment for any succeeding year. Mayor eligible for re-appointment.

(6) In case a vacancy occurs from any cause prior to the 31st day of December, 1916, in the office of reeve or councillor the council shall forthwith appoint a person to fill the vacancy, and he shall hold office for the remainder of the term for which his predecessor was appointed. Filling of vacancies.

4. The village shall not be entitled to be represented in the council of the county. No representation in County Council.

Removal of  
mayor or  
councillor  
by Lieut.-  
Governor.

5. The Lieutenant-Governor in Council at any time before the 31st day of December, 1916, may remove the reeve or any councillor and appoint a person to hold office for the remainder of the term of his predecessor.

Taking of  
Assessment.

6. The council of the said village may pass a by-law for taking the assessment of the said village for the year 1915, between the first day of July and the first day of October, 1914, and if any such by-law shall extend the time for making and completing the assessment rolls beyond the first day of November, 1914, then the time for closing the Court of Revision shall be three weeks from the day to which such time is extended and the final return by the judge four weeks from that day.

Closing up  
existing  
highways.

7. No highway existing at the time of the passing of this Act shall be stopped up or closed before the 31st day of December, 1916, without the consent of the Lieutenant-Governor in Council, who shall have full authority to stop up and close any highway on such terms as to diversion, or otherwise, as shall seem just.

Land  
detached  
from town-  
ship.

8. The land comprised in the said village is hereby detached from the Township of Maidstone, and the village shall form a separate and independent municipality.

Application  
of Rev.  
Stat. c. 192.

9.—(1) Save as in this Act otherwise expressly provided all the provisions of *The Municipal Act* and of any other general Act applicable to villages shall apply to the said village to the same extent as if the said village had been incorporated under the provisions of *The Municipal Act*.

(2) The provisions of *The Municipal Act* as to the adjustment of assets and liabilities and as to matters consequent on the formation of new corporations shall apply as if the said land had been erected into a village, under the provisions of that Act.

Expenses  
of Act,  
how paid.

10. The expenses incurred in obtaining this Act and of furnishing any documents, copies of papers, writings, deeds and any matters whatsoever required by the clerk or other officer of the said village, or otherwise, shall be borne by the said village and paid by it to any person who may be entitled thereto.

Electoral  
District.

11. The said village shall form part of the Electoral District of North Essex.

Appoint-  
ment of  
same per-  
son to  
different  
offices.

12. It shall be lawful for the council to appoint the same person to fill the following offices in the said village, or any  
of

of them, that is to say: clerk, treasurer, assessor, collector, fire warden and medical health inspector.

**13.** It shall not be necessary for the council to appoint any local board of health for the said village, but the reeve and councillors of the said village shall form the local board of health for the said village, and shall have all the powers given to local boards of health. <sup>Appointment of local board of health not required.</sup>

**14.** The said village shall remain a part of the existing school section, and shall not be separated therefrom until such time as a by-law shall be passed by the council for the establishment of an urban school board. <sup>Existing school section continued.</sup>

**15.** Notwithstanding anything in this Act contained the Township of Maidstone shall continue to have full power and authority to levy, collect and retain and use for its own purposes all taxes properly levied or assessed or in process of being levied or assessed against any of the lands herein described down to and including taxes for the year 1913, as fully and effectually as if this Act had not been passed <sup>Right of township to collect taxes.</sup>

## CHAPTER 92.

## An Act to Incorporate the City of Sarnia

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Corporation of the Town of Sarnia has by this petition represented that the said town has of recent years increased rapidly in population, and now contains upwards of 10,985 souls, and that the population is rapidly increasing; and whereas by reason of such increase and its extensive shipping facilities and operations both by rail and by water and its favorable harbor facilities and from the further fact of its being the outlet for a large farming district, suitable for the production of fruit and vegetables which have their exit through Sarnia to the Northwest Territories the town now is and will continue to be an important growing, business and manufacturing and transportation centre; and whereas the town now operates its own waterworks plant which is being constructed at a very large expenditure and has in view the assistance to the construction of radial roads for the purpose of bringing fruits, vegetables and other farm products for shipment; and whereas from the conditions indicated it has become necessary for the municipal council of the town to deal almost entirely with problems that are generally dealt with by the cities and not by rural municipalities or towns or villages; and whereas a large number of the business men and manufacturers as well as other prominent residents of the town have petitioned the municipal council of the town and the Board of Trade has also urged upon the said council to apply to have the town erected into a city, and the municipal council of the said town has so determined; and whereas from the considerations aforesaid as well as from other considerations it is expedient to grant the prayer of the said petition.

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

## Incorporation.

**1.** On and after the 7th day of May, A.D. 1914, next, the Town of Sarnia shall be and is hereby incorporated as a  
city

city and shall be known thereafter as "The Corporation of the City of Sarnia," and as such shall enjoy and possess all the rights, powers and privileges of cities under *The Municipal Act* now or hereafter in force in the Province of Ontario.

2. The City of Sarnia shall be divided as the Town of <sup>Wards.</sup> Sarnia has heretofore been divided into six wards named respectively, first ward, second ward, third ward, fourth ward, fifth ward and sixth ward, and the boundaries or limits of the said wards respectively shall be and remain as existed previously to the passing of this Act unless thereafter changed under the provisions of *The Municipal Act* then in force in this Province.

3. The council of the said city shall consist of the Mayor, <sup>Council—</sup> who shall be the head thereof and two aldermen for each <sup>ward</sup> <sup>how com-</sup> ward thereof, subject, however, to the number of aldermen being changed under the provisions of *The Municipal Act* then in force in this Province in respect thereto; provided, nevertheless, that the present Mayor and Council of the said town shall be and continue to be the Mayor and Council of the said city, and shall hold office until the election of their successors as and when provided to be held in cities under the provisions of *The Municipal Act*, and shall exercise all the rights and powers and perform all the duties pertaining to the office of Mayor and Aldermen respectively of the city, and in the event of the death, resignation or disqualification of the said Mayor or any member of the said Council, the vacancies so caused shall be filled in the manner provided in *The Municipal Act*.

4. The City of Sarnia shall in all matters whatsoever <sup>City to</sup> stand and be in the place and stead of the Town of Sarnia, <sup>stand in</sup> and all property of every kind and all rights, interests, assets and effects, taxes, rates, dues, revenues, contracts, obligations and income now belonging to, or accruing due to, or which may be assessed for by the said town, shall pass, belong to and be the rights, property, assets, effects, taxes, revenues, contracts and obligations of the City of Sarnia; and in the assessment for, and collection of, all the aforesaid property and revenues of every kind the City of Sarnia shall have as full power in its name to assess for, demand, collect, sue for and receive the same as the said town could have, and the said city shall assume and hereby assumes all bills, debts, debentures and liabilities of any and every kind now due, or contracted, or accruing due, or for which the said town but for the passing of this Act would be liable and the same shall and may be collected and sued for, from and against

the

the City of Sarnia in precisely the same manner, except in the change of the name as against the Town of Sarnia; and all acts, matters and things whatsoever which might lawfully be done by the Town of Sarnia shall and may be done by the City of Sarnia, and all matters begun or initiated by the said town may be completed by the said city, the meaning and intention hereof being that in all matters and things the said city shall be and stand in the place of the said town.

Officers of town to remain officers of city.

5. The officers and servants of the said town shall, until superseded in or removed from office by the Council of the said city, remain the officers and servants of the said city and the bonds now held by the Town of Sarnia for the faithful performance of their duties shall continue to be in force against them and their sureties in favor of the said city to the same extent as they are now liable to the town.

Application of provisions of Rev. Stat., c. 192.

6. The provisions of *The Municipal Act* relating to matters consequent on the formation of new municipal corporations and the other provisions of *The Municipal Act* aforesaid shall, except so far as is herein otherwise provided, apply to the said corporation of the City of Sarnia in the same manner as if the said town had been erected into a city under the provisions of *The Municipal Act*.

Elections.

7. From and after the said town becomes a city on the 7th day of May next as aforesaid, all elections to fill the offices of Mayor and Aldermen of the said city as well as all other elections (if any) shall be held as and when they are provided to be held by *The Municipal Act* from time to time in force in this Province and shall be so held and conducted under and in accordance with the provisions of such Municipal Acts and all the provisions of *The Municipal Act* now or hereafter from time to time in force in this Province in respect to municipal elections and parties entitled to become candidates for election or to vote thereat shall apply to and be binding upon the said corporation of the City of Sarnia.

City part of county for judicial purposes.

8. The City of Sarnia shall be, remain and form part of the County of Lambton for judicial purposes as is provided for in respect of other cities in the Province.

## CHAPTER 93.

## An Act respecting the Town of Sarnia

*Assented to 20th April, 1914.*

Preamble.

**W**HEREAS the Municipal Corporation of the Town of Sarnia has by petition represented that this council duly passed a by-law to raise \$16,000, namely, \$12,000 to lay waterworks' mains and \$4,000 to construct a common sewer on Clifford Street from the east side of Christina Street to the River St. Clair which by-law is No. 820, which was finally passed on the 3rd day of November, 1913; and whereas the said by-law before being finally passed was submitted on the 25th day of October, 1913, to the vote of the ratepayers, 1,099 ratepayers voting for the same and 41 against, no debentures having been issued under said by-law; and, whereas the validity of the said by-law is questioned by reason of the same having been finally passed within two weeks after it was voted on by the ratepayers, and the six weeks within which by-laws of that kind are required to be passed, under the provisions of *The Municipal Act*, having expired; and whereas though the assent of the Provincial Board of Health was, on the 10th day of December, 1913, given to the construction of the said sewer, it is contended that the consent should have been obtained before the by-law was submitted to the ratepayers, and a recital to that effect inserted in the by-law; and whereas the work for the construction of the said sewer has been let to the lowest bidder, and it has been ascertained that the same will cost \$3,350 more than the estimate therefor, and it will be necessary for the town to raise that sum in addition to the \$4,000 provided to be raised under said by-law therefor, and the town deems it desirable to be authorized by this Act to pass a by-law to raise the extra amount of \$3,350 for the additional cost of the construction of the said sewer by the issue of debentures without having to submit the same to the ratepayers for their assent; and whereas the said corporation has prayed that an Act may be passed confirming the said by-law and authorizing the council of the said town to pass a by-law to raise the additional \$3,350 required as aforesaid,

without

without submitting the same to the ratepayers for their assent, and it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law 820 confirmed.

**1.** By-law Number 820 of the Municipal Corporation of the Town of Sarnia set out in Schedule "A." hereto and all debentures issued or to be issued thereunder, and all rates and assessments made or to be made for the payment thereof are hereby validated and confirmed and are declared legal, valid and binding upon the said municipal corporation, and the ratepayers thereof.

Authority to borrow \$3,350 for extras re Clifford St. sewer.

**2.**—(1) The Municipal Council of the Corporation of the Town of Sarnia is hereby authorized and empowered to pass a by-law for the issue of debentures to raise the sum of \$3,350, being the additional cost of the construction of the said Clifford street sewer from the east side of Christina street to the River St. Clair, without first obtaining the assent of the ratepayers thereto, and without observing any of the formalities in relation thereto, prescribed by *The Municipal Act, 1913*, or any amendments thereto or consolidation thereof.

Irregularity in form not to invalidate.

(2) No irregularity in the form of the said debentures or of any by-law authorizing the issue thereof shall render the same invalid or illegal or be allowed as a defence to any action brought against the corporation for the recovery of the amount of the said debentures or interest, or any or either of them or any part thereof.

Purchaser not put on inquiry.

(3) The purchaser or holder of the said debentures shall not be bound as to the necessity for the passing of any such by-law, or of the issue of such debentures or as to the application of the proceeds thereof.

Confirmation of by-law and debentures.

**3.** The said corporation may issue and sell the said debentures and any by-law providing for the issue of said debentures when passed, and any debentures to be issued thereunder, when passed shall be legal, valid and binding.

SCHEDULE "A."

By-Law No. 820.

A By-law to raise \$12,000.00 to pay for the laying of certain waterworks' mains in the Town of Sarnia, and \$4,000.00 for the construction of a common sewer in said town, in all \$16,000.00.

Whereas it has become desirable to lay down a system of waterworks' mains in the Town of Sarnia, on Milton Street, from George Street to Campbell Street, and from thence to the Grand Trunk Railway Station, and also on Christina Street, from Confederation Street to Clifford Street, and also to construct a common sewer, twenty-four inches in diameter upon Clifford Street, from the east side of Christina Street to the River St. Clair.

And whereas the Municipal Council of the said Town has procured an estimate of the cost of laying down of the first mentioned waterworks' mains at \$7,500.00; and also of the cost of laying down the second mentioned waterworks' mains at \$4,500.00; and also of the cost of constructing said sewer at \$4,000.00; in all \$16,000.

And whereas for the payment of the said works, the said Council requires to raise the said sum of \$16,000.00 and intend by this By-law to create a debt on the Corporation of the Town of Sarnia of \$16,000.00, with interest at the rate of five per cent. per annum to be computed from the first day of January next, payable in twenty equal annual instalments, by the issue of debentures to the extent of \$16,000.00, with coupons attached for the payment of interest.

And whereas it is desirable, and the Municipal Council of the Town of Sarnia have determined to issue debentures at one time and to make the principal of said debt payable by yearly sums during the period of twenty years during the currency of the said debentures, said yearly sums being of such respective sums that the aggregate amount payable in each year for principal and interest in respect of the said debt, shall be as nearly as possible equal to the amount in each of the other nineteen years of the said period as shown in the schedule hereinafter contained.

And whereas the whole rateable property of the Town of Sarnia according to the last revised assessment roll for the said town is the sum of \$5,376,420.00.

And whereas the present existing debt of the said Town of Sarnia, secured by debentures, is the sum of \$945,119.80, and no part of the said sum or interest thereon is in arrear.

And whereas for paying off the said principal sum of \$16,000.00, and interest it will be necessary to raise in the twenty years hereinafter mentioned the following sums:

Year.	Principal.	Interest.	Total.
1914 .....	\$483.88	\$800.00	\$1,283.88
1915 .....	508.08	775.80	1,283.88
1916 .....	533.48	750.40	1,283.88
1917 .....	560.06	723.72	1,283.88
1918 .....	588.16	695.72	1,283.88
1919 .....	617.57	666.31	1,283.88
1920 .....	648.45	635.43	1,283.88
1921 .....	680.87	603.01	1,283.88
1922 .....	714.91	568.97	1,283.88
1923 .....	750.66	533.22	1,283.88
1924 .....	788.19	495.69	1,283.88
1925 .....	827.60	456.28	1,283.88
1926 .....	868.98	414.90	1,283.88
1927 .....	912.43	371.45	1,283.88
1928 .....	958.05	325.83	1,283.88
1929 .....	1,005.95	277.93	1,283.88
1930 .....	1,056.25	227.63	1,283.88
1931 .....	1,109.06	174.82	1,283.88
1932 .....	1,164.52	119.36	1,283.88
1933 .....	1,222.85	61.03	1,283.88

being

being the aggregate amount for principal and interest to be paid in each and every year, according to the statute in such case made and provided.

Therefore the Municipal Council of the Corporation of the Town of Sarnia enacts as follows:

1. That it shall and may be lawful for the Mayor of the said Town of Sarnia to borrow for the purposes aforesaid, the said sum of \$16,000.00 and to issue debentures of the said Municipality therefor in sums of not less than one hundred dollars each and not exceeding in the aggregate the said sum of \$16,000.00.

2. That the said debentures shall be made to secure payment in each of the several years in the recitals hereto mentioned of the respective sums of principal and interest to be raised in the several years hereinbefore mentioned, and they shall have attached thereto coupons for the payment of interest.

3. The said debentures shall be payable at the office of the Treasurer of the Town of Sarnia.

4. The said debentures shall be payable on the 31st day of December, in each of the said twenty years hereinbefore mentioned and shall bear interest at the rate of five per cent. per annum computed from the first day of January, 1914, and such interest shall also be payable on the 31st day of December, in each of such years.

5. It shall be lawful for the Mayor of the said Municipality and he is hereby authorized and instructed to sign and issue the said debentures hereby authorized to be issued, and to cause the same to be signed by the Treasurer of the said Municipality, and the Clerk of the said Municipality is hereby authorized and directed to attach the seal of the said municipality to the said debentures.

6. There shall be raised and levied in each year a special rate on all the rateable property in said Municipality of the Town of Sarnia, a sum sufficient to discharge the several instalments of principal and interest accruing due on said debentures as the same becomes respectively payable, according to the provisions of this By-law.

7. The said sum of sixteen thousand dollars shall be expended when raised, for the purposes mentioned in the recitals in this By-law.

8. The Clerk of the said town shall on the 25th day of October, A.D. 1913, at the hour of noon, in the Council Chambers, in the Town of Sarnia, sum up the number of votes for and against the said By-law, and on the 22nd day of October, 1913, at the hour of noon, at the place last mentioned, the Mayor of the said town shall appoint in writing, signed by him, two persons to attend at the final summing up of the votes and two persons to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of the said By-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this By-law.

This By-law shall come into force and take effect immediately upon the passing thereof.

Finally passed the third day of November, 1913.

(Signed) J. ALEX. BELL, M.D.,  
Mayor.

[Seal.]

(Signed) J. D. STEWART,  
Clerk.

CHAPTER

## CHAPTER 94.

## An Act respecting the City of Sault Ste. Marie

*Assented to 1st May, 1914.*

**W**HEREAS the Municipal Council of the Corpora-<sup>Preamble.</sup>  
tion of the City of Sault Ste. Marie, hereinafter  
called the Corporation, has, by petition, represented  
that it is desirable that certain by-laws specified in  
Schedule "A" hereto, and the debentures issued and  
to be issued thereunder, and the assessments made  
or to be made, and rates levied or to be levied for the  
payment of the said debentures, should be validated and  
confirmed, and that the municipal council of the said cor-  
poration should have power to submit to the ratepayers for  
their assent thereto, a by-law to provide for the dividing  
of the said corporation into wards and the election of alder-  
men by wards, and upon such assent being obtained thereto,  
to enact the said by-law, to take effect at subsequent municipal  
elections as provided by *The Municipal Act*; and to enact  
by-laws regulating the leasing of portions of streets or boule-  
vards for the storing of building material and plant during  
building operations on land contiguous thereto; and whereas  
the said corporation has prayed that an Act may be passed  
for the above purposes; and whereas no opposition has been  
offered to the said petition; and whereas it is expedient to  
grant the prayer of the said corporation;

Therefore His Majesty, by and with the advice and con-  
sent of the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

1. The by-laws specified in Schedule "A" hereto and all <sup>By-laws specified in Schedule "A" confirmed.</sup>  
debentures issued or to be issued thereunder and all assess-  
ments made or to be made, and rates levied or to be levied  
for the payment of the said debentures are confirmed and  
declared to be legal, valid and binding upon the corporation  
and the ratepayers thereof.

2. The municipal council of the said corporation may, not-<sup>Submission of by-law for division of city into wards.</sup>  
withstanding the provisions of Ontario Statute 2 George V,  
chapter

chapter 121, being an Act incorporating the City of Sault Ste. Marie and for other purposes, submit to the ratepayers for their assent thereto, at any annual municipal election, a by-law to provide for the dividing of the corporation into wards and the election of aldermen by wards, and upon such assent being obtained thereto, to enact said by-law to take effect at subsequent municipal elections as provided by *The Municipal Act*.

Power to charge fee for use of boulevards and streets for building purposes.

3. The municipal council of the said corporation may pass by-laws for permitting the use of portions of the streets or boulevards of the said corporation by the owners or occupants of any land adjoining such street or boulevard, during building operations on such land for storing material and plant for such building operations and to fix and collect a fee therefor, based on the area used and the length of time so occupied, and to regulate the placing of such material and plant and to give permits therefor.

Short title.

4. This Act may be cited as *The City of Sault Ste. Marie Act, 1914*.

## SCHEDULE "A."

No. of By-law.	Date of passing of By-law.	Nature of work under By-law.	Amount of debt created.	Amt. payable by city.	Amt. payable by ratepayers.	Period of payment.	Rate of interest.
763	February 16th, 1914.....	Local improvement debentures to provide for the cost of granolithic walks constructed during the year 1913...	\$30,765 01	\$13,895 96	\$16,860 05	20 years	5%
764	February 16th, 1914.....	Local improvement debentures to provide for the cost of sewers constructed during the year 1913 .....	49,523 57	24,792 31	24,731 26	30 years	5%
765	February 16th, 1914.....	Local improvement debentures to provide for the cost of permanent roadways constructed during the years 1912 and 1913 .....	149,997 33	71,250 46	78,746 87	15 years	5%
766	February 27th, 1914.....	Debentures to defray the cost of land acquired for the enlargement of the Central Public School site in the city of Sault Ste. Marie .....	7,800 00	7,800 00	.....	30 years	5%
769	March 2nd, 1914.....	A by-law to authorize the opening of a street from East Street to Water Street, and for the widening of Water Street .....	.....	.....	.....	.....	...
770.	March 30th, 1914.....	A by-law to expropriate the lands required for the extension easterly of Bay Street from East Street to Water Street, and for the widening of Water Street .....	.....	.....	.....	.....	...

## CHAPTER 95.

An Act respecting the City of Sault Ste. Marie,  
Francis Hector Clergue and The Lake Superior  
Dry Dock & Construction Company, Limited.*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS, Francis Hector Clergue has entered into an agreement with the Corporation of the City of Sault Ste. Marie for the construction of a dry dock and ship building plant either by himself or by a Corporation to be formed for the purpose of such construction within the limits of the said Corporation; and whereas the said agreement provided that all the rights of the said Francis Hector Clergue under and by virtue of the said agreement should vest in any Company to be later incorporated by him on the filing of an assignment of said agreement from the said Francis Hector Clergue to the said Company with the Clerk of the said Corporation; and whereas The Lake Superior Dry Dock and Construction Company, Limited, has been incorporated for the construction of said dry dock and ship building plant and an assignment of the said agreement from the said Francis Hector Clergue to The Lake Superior Dry Dock & Construction Company, Limited, has been duly filed with the Clerk of the said Corporation and all the rights of the said Francis Hector Clergue under and by virtue of the said agreement are now vested in the said The Lake Superior Dry Dock & Construction Company, Limited; and whereas the description of the lands to be acquired for the purpose of said dry dock and ship building plant has been amended so as to correctly set forth the lands so to be acquired; and whereas By-law Number 753 of the said Corporation to authorize the execution of the said agreement by the said Corporation was submitted by the Council of the said Corporation to the qualified ratepayers thereof for their assent thereto, when 1,078 voted for and 47 voted against the said By-law; and the said By-law was accordingly passed by the said Council on the sixteenth day of December, A.D. 1913; and whereas the said Corporation has by Petition prayed that an Act be passed to ratify and confirm the said By-law and said agreement as so amended;  
and

and whereas it is deemed expedient and to the interest of the city and the ratepayers of the said city to grant the prayer of the said Petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The agreement between the Corporation of the City of Sault Ste. Marie and Francis Hector Clergue, dated December 16th, 1913, referred to in said By-law as agreement marked "A" and set out as Schedule "B" hereto is amended by striking out the description of the land and land covered with water, secondly described in paragraph number 12 thereof and substituting therefor the following, that is to say:—All that parcel or tract of land covered with water situate, lying and being in the City of Sault Ste. Marie, in the District of Algoma and Province of Ontario, containing by admeasurement five and five-tenths acres, be the same more or less, which said parcel or tract of land and land covered with water may be otherwise known as follows, that is to say:—Being composed of water lot in front of water lot in front of parts of lots numbers five and six in the first concession of park lots in the said City of Sault Ste. Marie, saving and excepting the three islands originally contained therein excluding approximate original area of the said three islands, but including approximate increment and which may be more particularly described as follows, that is to say:—Commencing at the southwesterly angle of the water lot in front of park lot four (4) and part of park lot five (5), said water lot being shown on plan of survey by Joseph Cozens, Dominion Land Surveyor, bearing date of April 25th, 1887, and of Record in the Department, Crown Lands, Toronto, thence north sixty-four degrees west astronomically, five hundred and seventy-nine and seven-tenths feet more or less to the southeasterly angle of water lot entered in the office of Land Titles for the District of Algoma at Sault Ste. Marie, as parcel 95 W.S.; thence north astronomically along the east limit of said water lot five hundred and sixty-one feet, thence south sixty-four degrees east astronomically along the southerly limit of said water lot registered as parcel 95 W. S. Algoma, five hundred and seventy-nine and seven-tenths feet more or less to the west limit of the first-mentioned water lot in front of park lot four and part of park lot five, thence south astronomically along the said west limit five hundred and sixty-one feet more or less to the place of beginning: the above described parcel being shown colored pink on plan of survey by Ontario Land Surveyors, Lang & Ross, dated November 5th, 1913, of record in the Department of Lands, Forests and Mines, and by

by adding after the words "the first day of April, 1914," in the first line of clause one (1) thereof, the following words: "or such extended time or times as may be agreed by the Municipal Council of the said Corporation," by deleting the word "aforesaid" being the seventy-seventh word of clause three (3) and substituting therefor the following words: "and completion of the works with such due diligence and within such period as to entitle the company to the above mentioned subsidy from His Majesty;" by deleting the words "and thereby delaying completion" in said clause three (3) and substituting therefor "or otherwise delaying construction," and by deleting the words "within the time above specified" in said clause three (3), and by adding after the words "the first day of April, 1914," where they firstly appear in clause fifteen (15) thereof, the following words "or such later date for commencement of construction as may be agreed to by the Municipal Council of the said Corporation" and by adding after the words "the first day of April, 1914," where they secondly and thirdly appear in said clause fifteen (15) thereof, the following words "or prior to such later date for commencement of construction as aforesaid."

By-law 753  
confirmed.

**2.** By-law Number 753 of the said Corporation set out as Schedule "A" hereto and agreement referred to in said By-law as agreement marked "A" and set out as Schedule "B" hereto as amended by this Act are hereby ratified and confirmed and declared to be legal and binding upon the parties thereto; and the assessment of the property described in the said agreement, set out as Schedule "B" hereto as amended by section 1 hereof as such assessment is established and fixed by said agreement is hereby validated and confirmed and declared to be legal and binding upon the said Corporation and the ratepayers thereof.

Rights of  
Lake Superior  
Dry Dock &  
Construction  
Co.

**3.** The said agreement and all the right and title of the said Francis Hector Clergue thereunder are hereby declared vested in The Lake Superior Dry Dock & Construction Company, Limited, its successors and assigns, under and by virtue of the assignment thereof from the said Francis Hector Clergue to The Lake Superior Dry Dock & Construction Company, Limited, set out in Schedule "C" hereto as fully and effectually as if the said The Lake Superior Dry Dock & Construction Company, Limited, were a party to the said agreement in place of the said Francis Hector Clergue.

General  
powers.

**4.** The Corporation of the City of Sault Ste. Marie and The Lake Superior Dry Dock & Construction Company, Limited, are hereby authorized and empowered to do all necessary and proper acts for the proper carrying out of the terms and conditions of the said By-law and agreement as hereby amended.

## SCHEDULE "A."

By-Law No. 753

OF THE CITY OF SAULT STE. MARIE.

A By-law to authorize the Payment of a Bonus to Francis Hector Clergue for the Construction of a Dry Dock and Ship Building Plant in the City of Sault Ste. Marie.

Whereas Francis Hector Clergue has agreed to construct a dry dock and ship building plant in the City of Sault Ste. Marie either by himself or by a syndicate to be formed or a company to be incorporated for such purpose and has applied to the Municipal Council of the Corporation of the City of Sault Ste. Marie to assist him in the undertaking, subject to the terms and conditions in the agreement hereto annexed, being Schedule "A" to this by-law.

And whereas the said Council deem it in the interest of the said Corporation to enter into said agreement to grant such aid to secure the construction of said dry dock and ship building plant in the said city;

And whereas there is no similar industry carried on in the said city;

And whereas there is no other industry or enterprise receiving a bonus from the said city and the amount of the aid set out in the said agreement would require an annual levy by the Municipal Council of the said city for an amount less than ten (10%) per cent. of the total annual municipal taxes of the said city;

Therefore the Municipal Council of the Corporation of the City of Sault Ste. Marie enacts as follows:—

1. It shall be lawful for the Corporation of the City of Sault Ste. Marie to enter into the said agreement incorporated herewith and forming part hereof, and marked Schedule "A" hereto, and to perform and fulfil all the covenants and obligations therein contained, and the Mayor and the Clerk of the said Corporation are hereby authorized and required for and on behalf of the said Corporation to execute and deliver the said indenture of agreement set forth and contained in Schedule "A" hereto.

2. During the period of twenty (20) years from the first day of April, 1916, the Municipal Council of the Corporation of the City of Sault Ste. Marie shall make a yearly levy on all the assessable property in the said city for the sum of twenty thousand (\$20,000.00) dollars, and shall on receipt thereof pay same over to the said Francis Hector Clergue or to the syndicate or company by which said dry dock and ship building plant shall have been constructed, providing the terms of the said agreement shall have been carried out, as provided in the said agreement.

3. During the period of twenty (20) years from 1916 to 1935 inclusive, the assessment for school taxes payable under the said agreement shall be fixed at a minimum sum of seven hundred and fifty thousand (\$750,000.00) dollars as provided in the said agreement.

4. During the period of fifteen (15) years from 1921 to 1935 inclusive, the assessment for general taxes shall be fixed at the sum of five hundred thousand (\$500,000.00) dollars, but no general taxes whatever shall be paid during the period from 1916 to 1920 inclusive, and except as hereinbefore provided the said property both real and personal shall be entirely exempt from taxation as provided in the said agreement.

This

This by-law shall come into force and take effect on the final passing thereof.

And whereas this by-law requires the assent of the qualified ratepayers as required by law;

And whereas it is necessary to appoint a time and place for taking the vote of the electors on the said by-law;

Be it therefore enacted that the votes of the electors being ratepayers qualified to vote on money by-laws shall be taken on Monday, the 17th day of November, 1913, by the Deputy Returning Officers hereinafter named, who are hereby appointed Deputy Returning Officers, commencing at nine o'clock in the forenoon and continuing until five o'clock in the afternoon on the same day, at the under-mentioned places, namely:—

Polling Subdivision No. 1.—New Ontario Boarding House; D. Cameron, Deputy Returning Officer.

Polling Subdivision No. 2.—J. Bullock's residence, Borron Avenue; J. McKenzie, Deputy Returning Officer.

Polling Subdivision No. 3.—Gascoigne's store, Bruce Street; Charles Curtain, Deputy Returning Officer.

Polling Subdivision No. 4.—Council Chambers, Queen Street; Albert Carney, Deputy Returning Officer.

Polling Subdivision No. 5.—Calder & McKinnon's office, Queen Street; William Calder, Deputy Returning Officer.

Polling Subdivision No. 6.—D. W. Gemmill's office, Queen Street; D. W. Gemmill, Deputy Returning Officer.

Polling Subdivision No. 7.—Cooper's store, Queen Street; W. Hallam, Deputy Returning Officer.

Polling Subdivision No. 8.—F. E. Crawford's office, Queen Street; J. J. O'Connor, Deputy Returning Officer.

Polling Subdivision No. 9.—Mrs. Perron's residence, Queen Street West; William Rossiter, Deputy Returning Officer.

Polling Subdivision No. 10 (Moffly Subdivision).—I. B. Quick's residence, on the east side of Walnut Street; C. G. Parker, Deputy Returning Officer.

That on Friday, the 14th day of November, 1913, at his office in the Municipal Building, in the City of Sault Ste. Marie, at the hour of ten o'clock in the forenoon, the Mayor shall appoint in writing signed by himself, two persons to attend at the final summing up of the votes by the Clerk and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law and a like number on behalf of the persons interested and desirous of opposing the passing of this by-law. The clerk of the said city shall attend at the Council Chambers of the said city at the hour of eleven o'clock in the forenoon, on Tuesday, the 18th day of November, 1913, to sum up the number of votes given for and against this by-law. Provided the assent of the required number of duly qualified ratepayers is obtained to this by-law, the said Council shall finally consider the same within six weeks thereafter.

Read a first and second time this 13th day of October, 1913.

"C. J. PIM,"

*Clerk.*

(Seal.)

Read a third time and finally passed in open Council this eighth day of December, 1913.

"T. E. SIMPSON,"

*Mayor.*

"C. J. PIM,"

*Clerk.*

SCHEDULE

## SCHEDULE "B."

This is Schedule "A," referred to in the hereunto annexed By-law No. 753 of the City of Sault Ste. Marie.

This Agreement made (in triplicate) the sixteenth day of December, 1913.

Between

The Corporation of the City of Sault Ste. Marie, hereinafter called the "Corporation," of the first part;

and

Francis Hector Clergue, of the City of Montreal, Quebec, Esquire, of the second part.

Whereas the Corporation is desirous of securing the construction of a dry dock and ship building plant within its corporate limits and is willing to grant aid thereto and the party of the second part has agreed to enter into a contract with the Corporation for such purpose as is hereinafter set forth.

Now therefore this agreement witnesseth that in consideration of the premises and of the covenants hereinafter reserved and contained on the part of the respective parties hereto, the said parties do hereby mutually covenant, promise and agree each to and with the other of them in manner following, that is to say:—

1. On or before the first day of April, 1914, providing this agreement has then become legal, valid and binding upon the Corporation, the party of the second part will commence to lay out or cause to be commenced and will proceed with the construction of a dry dock and ship building plant and appurtenant works within the corporate limits of the said Corporation, such construction to be proceeded with as rapidly as circumstances, economical construction and climatic conditions will permit, and after completion will equip the same, the whole to be done and performed to the satisfaction of the Minister of Public Works for the Dominion of Canada and so as to earn an annual subsidy for twenty (20) years of three (3) per centum from His Majesty on a sum of money not less than \$1,338,026.76, and in accordance in all respects with the provisions of the Dry Dock Subsidies Act, 1910, and amending Acts.

2. The said dry dock shall be constructed of concrete and shall be of not less than the dimensions following, that is to say:—

Clear length inside gate sill .....	650 ft.
Clear width at gate sill .....	65 ft.
Width at coping level .....	90 ft.
Width in dock chamber at coping level .....	106 ft. 8 in.
Width at sill level .....	93 ft. 4 in.
Width at bottom .....	80 ft.
Depth on sill below ordinary low water level of St. Mary's River .....	18 ft. 6 in.

and the said ship building plant shall be of sufficient capacity to construct the largest ships which said dry dock can accommodate.

3. The actual construction of the said dry dock and ship building plant and appurtenant works shall commence within the time hereinbefore limited therefor and thereafter shall be continuously carried on until completion thereof, and the said dry dock and ship building plant shall be completed and ready for operation on or before the first day of April, A.D. 1916, and in default of the commencement of construction aforesaid or of the carrying on of construction aforesaid this agreement shall be null and void and of no

effect

effect; provided, however, that accidents in and to the said works of the party of the second part, labour strikes or other circumstances beyond the control of the party of the second part resulting in the temporary closing down of said works, and thereby delaying completion of the said work within the time above specified, shall not be deemed or taken to be a breach or default of or under the terms of this agreement.

4. The party of the second part shall be held and bound to pay to the workmen engaged in the said works such wages as are generally accepted as current in each trade for competent workmen in the said City of Sault Ste. Marie during the subsistence of this agreement, and shall when deemed advantageous to the party of the second part employ local labour as far as practicable.

5. The Corporation shall pay to the party of the second part by way of aid to the construction and establishment of said dry dock and ship building plant the sum of \$20,000.00 annually for a period of twenty years, commencing in the year 1916 and ending in the year 1935, namely, on the first day of November in each and every year of such period, the first of such payments to become due and be payable on the first day of November, 1916, and the last of such payments on the first day of November, 1935, provided always that the first payment of \$20,000.00 payable hereunder shall not become due and payable until the said dry dock and ship building plant hereinbefore described shall be completed and ready for operation, and subsequent payments thereafter yearly for a term of nineteen (19) years.

6. During the years 1914 and 1915, the party of the second part shall pay every and all taxes, rates and assessments properly chargeable in respect of the party of the second part and of the works, property and undertakings aforesaid and the dry dock in Sault Ste. Marie.

7. During the said period of twenty years, commencing in 1916 and ending in 1935, school taxes shall be levied, charged and assessed on all property, real and personal, that may be acquired, owned or leased by the party of the second part in connection with the dry dock and by law assessable, provided that during the said twenty years a minimum assessment of \$750,000.00 per annum, on which school taxes as aforesaid shall be levied, shall be levied, charged and assessed on the said real and personal property of the party of the second part.

8. Except in respect of school taxes as aforesaid, the Corporation shall establish and fix and does hereby establish and fix the assessment of the said dry dock and ship building plant and of all property of every kind, real and personal, owned, leased, used, occupied or employed by the party of the second part in connection with the said dry dock and ship building plant and works appurtenant thereto or connected therewith for all purposes of taxation, including local improvement and frontage taxes, but excepting school taxes as hereinbefore set out, including but not in any wise limiting the generality of the foregoing, all lands, machinery, erections, buildings and plant employed or used in connection therewith or incidental thereto, and all lands, buildings, plant and machinery that may be acquired, purchased, leased or used in connection with any ship building yard or other business operated in conjunction with or in addition to the said dry dock, including also railways, railway tracks, rights-of-way, sidings, switches and railway plant that may be used or employed in connection with any work or undertaking as aforesaid that may be undertaken, acquired or carried on by the party of the second part, and also the business and income of the party of the second part arising from or in connection with all of the foregoing at the sum of \$500,000.00 for the years 1921 to 1935, both inclusive.

9. During the said period of twenty years from 1916 to 1935, both inclusive, except as to the payment of school tax and to payment of taxes on the fixed assessment of \$500,000.00 as in the next two preceding paragraphs hereof set out, the Corporation shall and does exempt the party of the second part and the dry docks and property of every kind, real and personal, that may be acquired, owned or leased by the party of the second part in connection with the dry dock and also the business and income of the party of the second part in connection with the dry dock from all municipal taxes, rates and assessments whatsoever.

10. Provided always that the property to which said fixed assessment shall be applicable, shall be *bona fide*, required, used or employed in connection with the dry dock and appurtenant works or ship building or other business or industry connected therewith or with the building, construction and carrying on thereof, or with other works, business or industries connected with or incidental to said business, works or undertakings in this agreement mentioned; provided further, that nothing herein contained shall exempt from taxation any business or undertaking carried on on said property not connected with or incidental to the dry dock or ship building or other business or industry hereinbefore mentioned and which may come in opposition to or competition with any other business now carried on within the limits of the said Corporation; and provided further, that if dwelling houses or retail stores shall be erected on lands owned, leased, employed or used as in this agreement set out, such houses and stores shall be liable to taxation in the same manner as any other property in the Corporation.

11. The school taxes hereinbefore mentioned shall be apportioned among the High, Public and Separate School Boards as follows:— The High School Board shall be paid in each year such proportion of the total school taxes as the annual expenditure of the High School Board shall bear to the total expenditures of the High, Public and Separate School Boards, and all the remaining sum shall be divided between the Public and Separate School Boards in the proportion that the total assessment of the supporters of Public Schools (exclusive of the assessment of the Lake Superior Corporation and the Lake Superior Paper Company, Limited), shall bear in each year to the total assessment in such year of the supporters of Separate Schools.

12. Forthwith after this agreement shall become legal, valid and binding upon the Corporation, and provided a subsidy from His Majesty shall have been then granted to the party of the second part as hereinbefore set out, the Corporation agrees to sell and convey in fee simple, free from all encumbrances, including taxes for 1913 and all local improvement taxes, to the party of the second part the following lands and lands covered by water, that is to say, in the City of Sault Ste. Marie, in the District of Algoma and Province of Ontario. Firstly: Being composed of all that portion of Park Lot Number Four (4) lying south of Queen Street or the Front Road in the First Concession of Park Lots adjoining the Town Plot of Sault Ste. Marie and the portion of Park Lot Number Five (5) in the said First Concession of Park Lots which may be more particularly described as follows: Commencing at the north-east angle of that portion of Park Lot Number Five lying south of Queen Street or the Front Road; thence north-westerly and along the south side of said Queen Street, a distance of five chains and twenty-four links more or less to where a post has been planted; thence south and parallel to the eastern boundary of said Park Lot Five a distance of ten chains more or less to the water's edge of the Saint Mary's River; thence south-easterly and along said water's edge to the dividing line between said Park Lots Four (4) and Five (5); thence north and along said dividing line to the place of beginning. Also water lot in front of Park Lot Number Four and part of Park Lot Number Five in the First Concession in the said City of Sault Ste. Marie as shown on a plan of survey

of Joseph Cozens, P.L.S., bearing date April 25th, 1887, of record in the Department of Crown Lands, described as follows, that is to say: All and singular that certain parcel or tract of land or land covered with water situate, lying and being in front of Lot Number Four and the easterly portion of Lot Number Five in the First Concession of Park Lots adjoining the Town Plot of Sault Ste. Marie, in the District of Algoma and Province of Ontario, and containing by admeasurement ten acres, be the same more or less, which may be more fully described as follows, that is to say: Commencing at the intersection of the eastern limit of said Lot number four with the water's edge of the St. Mary's River at a distance of fourteen chains and twenty links south from the north-east angle of the front portion of the said Lot Number Four; thence south astronomically and following the production of said easterly boundary a distance of ten chains, thence north sixty-four degrees west a distance of thirteen chains and forty-eight links more or less to the intersection of a line drawn from a point where a post has been planted on the southerly side of the Front Road at a distance of three chains from the north-west angle of the front portion of said Lot Number Five (measured on a course south sixty-four degrees east) on a due south course; thence north and following said line a distance of fourteen chains and forty-five links more or less to the water's edge of the St. Mary's River; thence southerly and easterly and following the water's edge of the St. Mary's River to the place of beginning. Also the five islands in the St. Mary's River lying in front of and adjacent to said Park Lots Four and Five, Six and Seven in said Concession. Secondly: All and singular that certain parcel of land and land under water, situate, lying and being in the City of Sault Ste. Marie, in the District of Algoma and Province of Ontario, being composed of a water lot in front of parts of Park Lots Five (5) and Six (6) in the First Concession of Park Lots adjoining the Town Plot of Sault Ste. Marie, together with islands therein; containing by measurement six and five-tenths (6.5) acres and which may be more particularly described as follows, that is to say: Commencing at the south-westerly angle of the water lot in front of Park Lot Four (4) and part of Park Lot Five, said water lot being shewn on plan of survey by Joseph Cozens, P.L.S., bearing date April 25th, 1887, and of record in the Department of Crown Lands, Toronto; thence north sixty-four (64) degrees west astronomically five hundred and sixty-one (561) feet more or less to the south-easterly angle of water lot entered in the office of Lands' Titles for the District of Algoma at Sault Ste. Marie as Parcel 95 W.S.; thence north astronomically along the east limit of said water lot five hundred and sixty-one (561) feet; thence south sixty-four (64) degrees east astronomically along the southerly limit of said water lot registered as Parcel 95 W.S. five hundred and sixty-one (561) feet more or less to the west limit of the first mentioned water lot in front of Park Lot Four (4) and part of Park Lot Five (5); thence south astronomically along the said west limit five hundred and sixty-one (561) feet more or less to the place of beginning. And the party of the second part agrees to bear the expenses of the deed thereof and contemporaneously with the delivery of the said deed will pay to the Corporation for and on account of the Parks Commission of Sault Ste. Marie in cash the sum of \$25,000.00, and the said Parks Commission shall be entitled at any time before the first day of July, 1914, to remove all bridges, buildings, plants and shrubs in and on the said lands.

13. The Corporation shall apply to the Legislature of the Province of Ontario at the next Session thereof to have enacted an Act establishing and fixing the assessment of the said party of the second part and the dry dock as in this agreement set out and ratifying and confirming in all respects this agreement and by-law authorizing the same and the payment of the said bonus hereinbefore provided for.

14. The party of the second part shall pay to the Corporation the expenses properly and necessarily incurred by the Corporation in connection with this agreement and of any by-law authorizing the execution hereof, and of any legislation that may be necessary for the purpose of validating this agreement and the said by-law.

15. The party of the second part shall, on or before the 10th day of November, 1913, pay \$25,000.00 to the credit of the Treasurer of the Corporation into the Savings Branch of the Canadian Bank of Commerce, at Sault Ste. Marie, such sum to be forfeited to the Corporation in event actual construction of said dry dock shall not be commenced by the first day of April, 1914, save and except as hereinbefore provided. When the sum of \$100,000.00 shall have been expended in acquiring a site for, and in surveys and works in connection with and actual construction of said dry dock, and upon proof by proper vouchers of the due compliance by the party of the second part with said terms, the said \$25,000.00 with accrued interest thereon less the expense incurred by the Corporation in connection herewith shall forthwith thereafter be paid to the party of the second part. Provided in event this agreement shall not be ratified by the ratepayers of Sault Ste. Marie aforesaid on a vote being taken or in event that such legislation shall not be enacted at the next Session of the Legislature of Ontario and prior to the first day of April, 1914, or in event that His Majesty does not before the first day of April, 1914, grant a subsidy to aid in the construction of said dry dock, then and in any of such events, the said deposit of \$25,000.00 and accrued interest thereon less the expenses incurred by the Corporation in connection herewith to such date shall be forthwith after any such event repaid to the party of the second part.

16. The certificate of the Chief Engineer or other chief officer of the Department of Public Works of Canada of the due completion of the said dry dock and appurtenant works shall be accepted by the Corporation as conclusive evidence of that fact and be in all respects final and binding hereunder between the Corporation and the party of the second part and entitle the party of the second part to payment of the said annual bonus from the Corporation.

17. The party of the second part may at any time transfer and assign this agreement to any company or corporation now in existence or which may hereafter be incorporated which may have ample capital to carry out the purposes of this agreement, and which shall have made provision for one hundred thousand (\$100,000.00) dollars of working capital in cash on completion of the construction of the dry dock and ship building plant of which fact the certificate of a responsible bank or banker shall be accepted by the Corporation. This said assignment and transfer shall contain a covenant on the part of such company or corporation that it will assume all the obligations of the party of the second part under this agreement and will carry out all the terms of this agreement. From and after the filing with the Clerk of the Corporation of an original copy of such assignment and transfer, such company or corporation shall immediately become entitled to and have conferred upon it all the rights, benefits, advantages, monies, immunities and privileges granted to the party of the second part under or to be derived from this agreement, but subject always to the terms and conditions herein set out, and the Corporation agrees to carry out all the terms of this agreement with such company or corporation as if named herein as the party of the second part, and that it will, if so requested, enter into a separate agreement with such company or corporation agreeing to carry out all the terms of this agreement with it and from and after the filing of such assignment and transfer as aforesaid all reference herein contained to the party of the second part shall be deemed to apply to, extend to and include such company or corporation.

18. The "dry dock" where said words are used in this agreement are hereby declared to mean and include and to consist of the dry dock aforesaid or works, plant, machinery, erection, buildings, goods and chattels appurtenant or incidental thereto, or which are necessary or may be advantageously dealt with, handled or operated with said dry dock or are allied with or are collateral or subsidiary thereto, or which may be of assistance in the economical operation of the dry dock or of any of the foregoing works, plants and operations.

19. This agreement and all its terms and benefits to be derived therefrom shall extend to and include and be binding upon the heirs, executors, administrators, successors and assigns of the party of the second part and upon the successors and assigns of persons, firms and corporations subsidiary to or allied with the party of the second part and to the dry dock and all property of every kind, real and personal, of any such successors and assigns.

In witness whereof the parties hereto have duly executed these presents.

Signed, Sealed and Delivered  
in the presence of

"P. T. ROWLAND."

"T. E. SIMPSON,"  
Mayor.

"C. J. PIM,"  
Clerk.  
(City Seal.)

"FRANCIS HECTOR CLERGUE."  
(Seal.)

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#### SCHEDULE "C."

This Indenture made in triplicate this 10th day of February, 1914.

Between

Francis Hector Clergue, of the City of Montreal, Quebec, Esquire, hereinafter called "The Assignor," of the first part;

and

The Lake Superior Dry Dock and Construction Company, Limited, hereinafter called the "Dock Company," of the second part;

and

The Corporation of the City of Sault Ste. Marie, hereinafter called "The Corporation," of the third part.

1. Whereas the parties of the first and third parts have entered into a certain agreement, dated sixteenth day of December, 1913, whereby the Corporation grants to the Assignor or to any company or corporation then or thereafter incorporated which may have ample capital to carry out the purposes of said agreement, an annual subsidy for twenty (20) years, commencing in the year 1916, of twenty thousand (\$20,000.00) dollars, and other rights, benefits, advantages, immunities and privileges as in said agreement set out to aid in the construction and equipment of a dry dock and appurtenant works and shipbuilding plant at Sault Ste. Marie aforesaid.

2. And whereas the Dock Company has been incorporated for the purpose and with the powers among others of constructing and equipping a dry dock and appurtenant works and shipbuilding plant at Sault Ste. Marie, and the Assignor is desirous of assigning to the Dock Company all the right and interest of the Assignor in, to and out of the said agreement and the Corporation has consented thereto.

3. Now therefore this indenture witnesseth that in consideration of the premises and of one dollar of lawful money of Canada to him in hand paid at or before the sealing and delivery hereof (the receipt whereof is hereby acknowledged), the Assignor doth hereby grant, sell, assign and transfer to the Dock Company, its successors and assigns forever all the right, title, interest, claim, demand, benefit and advantage of the Assignor of, in, to and out of the said hereinbefore in part recited agreement, dated the sixteenth day of December, 1913.

4. To have and to hold the same and all the rights, benefits, advantages, monies, immunities and privileges granted to the Assignor under or to be derived from the said agreement unto and to the sole and only use and benefit of the Dock Company, its successors and assigns, but subject always to the terms and conditions in said agreement set out.

5. In consideration of the premises and in pursuance of the said agreement the Dock Company covenants with the Corporation that it will assume, perform, carry out and discharge all the obligations of the Assignor hereinunder, and all the terms of the said agreement.

6. And in consideration of the premises and in pursuance of the said agreement the Corporation consents to this assignment and covenants with the Dock Company to observe, perform and carry out to and with the Dock Company all the obligations, conditions, provisions and terms of the said agreement to be observed and performed by the Corporation.

7. This indenture shall extend to and bind and enure to the benefit of the heirs, executors, administrators, successors and assigns of the respective parties hereto.

In witness whereof the said parties have duly executed these presents.

Signed, Sealed and Delivered  
in the presence of

## CHAPTER 96.

## An Act respecting the Municipality of Shuniah.

*Assented to 20th April, 1914.*

Preamble.

**W**HEREAS the Municipality of Shuniah has by its petition prayed for special legislation confirming its tax sales; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Tax sales  
prior to 31st  
Dec., 1911,  
confirmed.

**1.** All sales of land within the Municipality of Shuniah, held prior to the 31st day of December, 1911, and which purport to be made by the Corporation of the said municipality for arrears of taxes in respect to lands so sold, are validated and confirmed, and all deeds of land so sold, executed by the Reeve and Treasurer of the said Municipality, purporting to convey the said lands so sold to the purchaser thereof, or his assigns, are validated and confirmed, and shall have the effect of vesting the lands so sold and conveyed or purporting to be sold and conveyed, and the same are vested in the purchaser or his assigns and his and their heirs and assigns, in fee simple free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon except taxes accrued since those for non-payment whereof the said lands were sold.

Case of  
purchase by  
municipality.

**2.** The above section shall extend and apply to cases where the Municipality or any one in trust for it or on its behalf became the purchaser of the lands.

Pending  
litigation  
not  
affected.

**3.** Nothing in this Act contained shall affect any action, litigation or other proceeding now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this Act had not been passed.

## CHAPTER 97.

An Act to Consolidate a Part of the Debenture  
Debt of the City of Stratford.*Assented to 20th April, 1914.*

**W**HEREAS, by chapter 72 of the Acts passed in the **Preamble.** forty-eighth year of the reign of Her late Majesty Queen Victoria, it was provided that it should be lawful for the Corporation of the City of Stratford to pass by-laws providing for the issue of debentures in such sums not exceeding \$215,000, in the whole as the said corporation might from time to time direct, and it was further by the said Act provided that the said corporation might raise money by way of loan on the said debentures or sell and dispose of the said debentures from time to time as they might deem expedient and that for the payment of the principal of the said debentures the council of the said corporation should impose a special rate per annum sufficient to form a sinking fund of one per cent. per annum for that purpose; and whereas, by chapter 66, of the Acts passed in the fiftieth year of the reign of Her late Majesty Queen Victoria, the said former Act was amended by increasing the amount of the debentures that might be issued under the said former Act to the sum of \$335,000; and whereas in pursuance of the said Acts the debentures of the said corporation were issued to the aggregate amount of \$299,500 and will mature as follows:—

No. of By-law.	Amount.	Date of Maturity.
398	\$29,000	November 16th, 1915.
405	19,000	" " "
410	60,000	January 1st, 1917.
429	8,500	November 16th, 1915.
442	12,000	" " "
465	20,000	" " "
527	125,000	" " "
547	10,000	" " "
636	8,000	" " "
832	8,000	" " "

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\$299,500

And

And whereas the sinking fund that has been accumulated in pursuance of the provisions of the said statute amounted on the 31st day of December, 1913, to the sum of \$142,765.06; and whereas it is expedient to permit the said corporation to issue new debentures to an amount sufficient with the said sinking fund to retire the said debentures issued as aforesaid on the maturity thereof; and whereas the Corporation of the City of Stratford has constructed certain drainage work under *The Municipal Drainage Act* for the improving, straightening and covering of Romeo Creek, and has by its By-law Number 1856, provided for the issue of debentures to the amount of \$43,380.57, to provide for the cost of the said work; and whereas the Corporation of the City of Stratford has also constructed certain pavements as local improvements and has by its several by-laws, as set forth in the Schedule "A" hereto, provided for the issue of debentures to pay the cost thereof; and whereas the said corporation has by its petition prayed that the debentures issued or to be issued for the said several purposes should be ratified and confirmed; and whereas the whole existing debenture debt of the said corporation is \$1,164,933.72, of which no portion of principal or interest is in arrear; and whereas the whole rateable property of the said corporation is \$8,543,768; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Consolidation of part of debenture debt.

1. The Corporation of the City of Stratford may from time to time pass a by-law or by-laws under the terms and conditions hereinafter provided, for authorizing the issue and sale of debentures of the said corporation to an amount not exceeding in the whole the sum of \$157,000 and for raising by way of loan upon the credit of such debentures, from any person or persons, body or bodies, politic or corporate either in Canada, Great Britain or elsewhere, a sum of money not exceeding in the whole the sum of \$157,000 of lawful money of Canada, to redeem the debentures in the preamble of this Act mentioned.

Issue of debentures and period of payment.

2. The debentures so to be issued shall be debentures of the said corporation and such of the said debentures as may be required to be issued from time to time in order to redeem debentures falling due may be issued at any time preceding the maturing of the said last mentioned debentures, and the said debentures shall be payable within thirty years from the day of the respective issue thereof at any place in Canada, Great Britain or elsewhere, and may be expressed in sterling money of Great Britain or currency of Canada, and such debentures shall be in sums of not less than one hundred dollars, Canadian currency, or twenty pounds, sterling.

3. The said debentures shall be under the common seal of the said corporation and signed by the mayor and countersigned by the treasurer thereof, and may be in the form in the Schedule "B" to this Act, or in such similar form as may be convenient, according to circumstances. Execution of debentures.

4. Coupons shall be attached to the said debentures for the payment of the interest thereon and such interest shall be payable either yearly or half-yearly as the council of the said corporation may determine, at the place mentioned therein, and in the coupons attached thereto, and such debentures shall bear interest at a rate to be provided by the City of Stratford, but not to be in excess of five per cent. per annum. Coupons.

5. The said debentures and any proceeds therefrom shall be applied by the said corporation in the redemption of the debentures mentioned in the preamble to this Act and for no other purpose whatsoever. Application of proceeds of debentures.

6. For the payment of the interest on the said debentures there shall be annually raised, levied and collected, by the said corporation, upon the whole of the then rateable or assessable property of the said city, a special rate of so much on the dollar as shall be required to discharge the interest on the amount represented by the debentures issued by the said corporation under the authority of this Act, whether or not they or any of them have been redeemed with sinking fund moneys by the said corporation before maturity, until the said principal and interest shall have become due and is fully paid and satisfied. Special rates.

7. From and after the issue of the said debentures and until the debentures issued under the authority of this Act are fully paid and satisfied, it shall be incumbent on the said corporation to provide a sum of money by way of sinking fund by a like special rate of such an equal amount on the dollar in each year as will be sufficient at the maturity of the debentures issued by virtue of this Act, to pay off and discharge the same, such rate to be levied upon the whole of the rateable or assessable property of the said city. Sinking fund.

8. The said corporation shall have the power at any time to invest any moneys standing at the credit of the sinking fund created under this Act in the redemption of the outstanding debentures of the said city authorized to be redeemable by the debentures issued under this Act, or in the redemption of the debentures issued under the authority of this Act, and no such moneys of the sinking fund created by this Act shall be invested in securities other than the said debentures without the sanction of the Lieutenant-Governor in Council. Redemption of debentures with sinking fund.

Discounts  
to be  
credited  
to sinking  
fund.

**9.** All discounts on debentures purchased by the said corporation as a sinking fund investment shall be placed to the credit of the sinking fund account, and should the said corporation redeem any of its outstanding debentures as in the last section mentioned before maturity, the corporation shall nevertheless continue to provide the interest on all its unmatured debentures, and the interest on such debentures as may be held by the corporation on account of the sinking fund shall be, as the said interest matures, placed to the credit of the said sinking fund account.

Sinking  
fund to  
be first  
charge on  
taxes.

**10.** The said sinking fund rate shall be placed to the credit of the sinking fund by the treasurer of the said city out of the first moneys paid to the treasurer in each year from taxes, and such sinking fund money shall on no account be used or applied by the said corporation or treasurer for any other purpose than herein authorized.

Assent of  
electors  
not re-  
quired.

**11.** Any by-law or by-laws of the said city passed under the authority of this Act shall not require the assent of the ratepayers before the final passing thereof.

Confirmation  
of debenture  
by-law.

**12.** Any by-law of the said city providing for the issue, sale or exchange of the said debentures mentioned in section 1 of this Act when passed and any debentures to be issued thereunder when issued shall be legal, valid and binding.

Exchange of  
debentures.

**13.** The corporation may by by-laws authorize the exchange of the debentures of the said city for the debentures herein provided to be issued, upon such terms as may be agreed upon between the corporation and the holders of such debentures.

Irregularity  
in form  
not to  
invalidate.

**14.** No irregularity in form of the said debentures or of the by-laws authorizing the issuing thereof shall render the same invalid or illegal or be allowed as a defence to any action brought against the said corporation for the recovery of the amount of the said debentures and interest, or any or either of them, or any part thereof and the said debentures when once issued and disposed of, shall be a legal and binding debt against the municipality.

By-laws in  
Sched. "A"  
confirmed.

**15.** The by-laws of the Corporation of the City of Stratford respectively specified in Schedule "A" hereto and all debentures issued or to be issued thereunder and all assessments made or to be made for the payment thereof are hereby validated and confirmed.

Short title.

**16.** This Act may be cited as "*The City of Stratford Debenture Act, 1914.*"

## SCHEDULE "A."

No. of By-law.	Nature of Work.	Total cost of work.
1856	Debentures for improving, straightening and covering Romeo Creek.....	\$43,380 57
2050	Debentures for Pavement on Wellington Street..	7,319 33
2051	Debentures for Pavement on Front Street .....	14,573 46
2052	Debentures for Pavement on Front Street.....	6,547 50
2053	Debentures for Pavement on St. George and St. Patrick Streets .....	5,594 06
2054	Debentures for Pavement on George Street.....	2,305 68
2055	Debentures for Pavement on John Street.....	3,010 94
2056	Debentures for Pavement on Shakespeare Street..	19,240 26
2057	Debentures for Pavement on Caledonia Street....	8,840 20

## SCHEDULE "B."

Province of Ontario, City of Stratford.

No....

Under and by virtue of the City of Stratford Debenture Act, 1914, and By-law No.                      of the Corporation of the City of Stratford, passed under the provisions contained in the said Act, the Corporation of the said City of Stratford promises to pay the bearer at                      in the                      the sum of

on the                      day of                      A.D. 19                      , and the yearly coupons hereto attached as the same shall severally become due.

Dated at the City of Stratford in the County of Perth, this                      day of                      A.D. 1914.

*Mayor.*

*Treasurer.*

## CHAPTER 98.

## An Act respecting the City of Toronto

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Corporation of the City of Toronto has by petition prayed for special legislation in respect of the several matters hereinafter set forth; and whereas it is desirable to authorize the said Corporation to raise the sum of \$235,000 for the purpose of making a grant of \$210,000 to the Toronto General Hospital and a grant of \$25,000 to the Victoria Hospital for Sick Children without the assent of the ratepayers qualified to vote on by-laws for the creation of debts; and whereas it is desirable that the control and management of transportation facilities within the said Municipality should be vested in a Commission, and that the powers of such Commission should be defined; and whereas it is desirable that proper and convenient highways to afford reasonable means of communication to and from adjoining lands should be opened through certain parcels of land now held by the Toronto General Burying Ground Trust known as Prospect Cemetery and Mount Pleasant Cemetery; and whereas to enable the said Corporation more readily and profitably to dispose of debentures, it is desirable that the by-laws specified in Schedule "A" should be confirmed; and whereas no objections have been made to any of the said by-laws; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

55 V. c. 90,  
s. 4,  
amended.

1. Section 4 of the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 90, is amended by striking out the words "eight feet three inches" in the fifth line thereof and by inserting the words "nine feet" in lieu thereof, and by striking out the words "sixteen feet six inches" in the fifth and sixth lines thereof and by inserting in lieu thereof the words "eighteen feet."

2. The Council of the said Corporation may, without sub-  
 mitting the same to the ratepayers qualified to vote on money  
 by-laws, pass such by-laws for the issue of City of Toronto  
 Consolidated Loan Debentures as may be necessary to pro-  
 vide the sum of \$210,000 for making a grant of the said  
 amount to the Toronto General Hospital, and the sum of  
 \$25,000 for making a grant to the Victoria Hospital for  
 Sick Children.

Grants to  
Toronto  
General  
and Vic-  
toria Hos-  
pitals.

3. Notwithstanding the provisions of *The Municipal*  
*Act*, the signature of the head of the Council of the said  
 Corporation to all debentures, or other like instruments,  
 issued by the said Corporation may be written, stamped,  
 lithographed or engraved, and all debentures or other like  
 instruments so signed shall be as valid and binding as if the  
 said signature were in the handwriting of the head of the  
 Council.

Execution  
of debent-  
tures.

Rev. Stat.  
c. 192.

4.—(1) The Council of the said Corporation may pass  
 a by-law or by-laws notwithstanding the provisions of the  
 Act 3 and 4 George V, chapter 41:—

Appoint-  
ment of  
transporta-  
tion com-  
mission.

(a) To appoint a Commission consisting of three mem-  
 bers to take charge of and manage transportation  
 facilities owned or operated by the municipality.

(b) Such Commission shall be known as the Toronto  
 Transportation Commission, the members there-  
 of to act with or without salary.

(c) The appointment of members to the said Commis-  
 sion shall in the first instance be as follows: One  
 member to be appointed for a period of four  
 years, one for three years, and one for two years,  
 and thereafter each appointment shall be for a  
 period of three years, but any member of such  
 Commission may be removed from office at any  
 time for cause.

(d) Any retiring member of the said Commission shall  
 be eligible for reappointment.

(e) Any member resigning, dying or ceasing to act may  
 be succeeded by another member appointed for  
 the remainder of his term.

(2) The said Commission shall have full power to manage,  
 regulate and control all matters relating to the operation of  
 transportation facilities owned or operated by the municipi-  
 pality in as full and ample a manner as the Council of the

said

said municipality might, and may make rules and regulations and enforce the same regarding its employees and all matters within its powers.

Rev. Stat.  
c. 204.

(3) Except as herein varied, the provisions of *The Public Utilities Act* shall apply to the said Commission.

Expropria-  
tion of  
certain  
lands for  
highways.

5.—(1) The Corporation of the City of Toronto is hereby authorized within one year after the passing of this Act to purchase or expropriate for the purposes of public highways through the lands of the Trustees of the Toronto General Burying Grounds known as Mount Pleasant Cemetery and Prospect Cemetery, the lands described as follows:—

PARCEL "A" (*Mount Pleasant Cemetery*).

All and singular that certain parcel or tract of land and premises situate, lying and being in the County of York and Province of Ontario, being composed of part of Township lot 19, in the second concession from the Bay in the Township of York, which said parcel may be described as a strip of land 76 feet in width, lying 38 feet on either side of the herein described centre line: Commencing at a point in the northerly limit of lot No. 28 according to plan filed in the Registry Office for the County of York as No. 895 and now on file in the Registry Office for the Registry Division of East Toronto, distant 38 feet measured easterly thereon from the westerly limit of said lot 28; thence about north 11 degrees 10 minutes west in a straight line, 1,363 feet more or less to a point in the southerly limit of lot 147 according to plan entered in the Office of Land Titles at Toronto as No. M-5, distant 5 feet measured easterly along said limit from the westerly limit of the said lot.

PARCEL "B" (*Prospect Cemetery*).

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Toronto, in the County of York and Province of Ontario, being composed of part of lot No. 32 in the third concession from the Bay, in the Township of York and now in the said City, which said parcel may be described as a strip of land 66 feet in width lying 33 feet on either side of the following described centre line: Commencing at the intersection of the westerly limit of the said lot (said limit being also the westerly limit of Prospect Cemetery) with the production easterly of the centre line of Norman Avenue as shown on plan No. 886 filed in the Registry Office for the County of York, part of which plan is now on file in the Registry Office for the Registry Division of West Toronto; thence easterly on a curve to the

the right having a radius of 1,352 feet and having as its tangent the said production easterly of the centre line of Norman Avenue, 322 feet and 6 inches to the end of the said curve; thence north 87 degrees 40 minutes east, 32 feet 4 inches; thence easterly on a curve to the left having a radius of 1,352 feet, 322 feet and 6 inches to the intersection of the fence forming the existing limit between the easterly and westerly halves of the said Township lot (said limit being also the easterly limit of Prospect Cemetery), with the production westerly of the centre line of Ascot Avenue shown on registered plan 918 York, said plan being now on file in the Registry Office for the Registry Division of West Toronto. Note.—The north 74 degrees east of Norman Avenue governs bearing herein.

PARCEL "C" (*Prospect Cemetery*).

All and singular that certain parcel or tract of land and premises situate, lying and being in the Township of York, in the County of York and Province of Ontario, being composed of part of lot, No. 32 in the third concession from the Bay in the said Township which may be described as a strip of land 66 feet in width lying 33 feet on either side of the following described centre line: Commencing at a point in the westerly limit of said lot 32 (said limit being also the westerly limit of Prospect Cemetery), distant 2,798 feet 3 inches measured northerly thereon from the northerly limit of St. Clair Avenue as widened by City By-law No. 5,761; thence easterly parallel to the said northerly limit of St. Clair Avenue 690 feet more or less to the easterly limit of Prospect Cemetery as defined by the fence forming the existing limit between the easterly and westerly halves of the said Township lots.

(2) The said Corporation of the City of Toronto shall within the said one year pay to the Trustees of the Toronto General Burying Grounds due compensation for the lands so purchased, or expropriated, and for any damages (including the cost of fencing) necessarily resulting from the exercise of the rights hereby conferred, the amount of said compensation and damages (if the parties disagree as to same) to be determined by arbitration under the provisions of *The Municipal Act*. In fixing the compensation to be awarded to the said the Trustees of the Toronto General Burying Grounds the arbitrators shall take into account the fact that the said the Trustees of the Toronto General Burying Grounds are and should be entitled to a sufficient number of proper and convenient roadway crossings over the said highway for the purpose of enabling the said the Trustees of the Toronto General

Rev. Stat.  
c. 192.

General Burying Grounds to have convenient access to and from the lands on each side of the said highway.

(3) The said Corporation shall deliver to the Trustees of the Toronto General Burying Grounds a surveyor's plan showing the profiles and grades of the proposed highways at least thirty days before proceeding with any arbitration as to the said compensation.

By-laws in  
Schedule  
"A" con-  
firmed.

6. The by-laws of the said Corporation specified in Schedule "A" hereto, and all debentures issued, or to be issued thereunder, and all assessments made or to be made, and all rates levied or to be levied for the payment thereof are validated and confirmed, and the Corporation is declared to have had power to pass, issue and levy the same.

Power to  
carry on  
dead  
meat  
trade.

7. The said Corporation of the City of Toronto may engage in the dead meat trade to supply retailers within the city, and may, without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass a by-law or by-laws for the issue of Toronto Consolidated Loan Debentures to provide the sum of \$200,000 for the said purpose.

Right of  
way of  
street cars  
over other  
traffic.

Rev. Stat.  
c. 90.

8. The street cars owned and operated by the said Corporation upon any of the highways of the said city shall have the right of way over all other traffic thereon, and the Council of the said Corporation may pass by-laws imposing penalties, to be recovered under *The Summary Convictions Act*, against all persons obstructing or delaying the operation of such cars.

Issue of  
debentures  
for parks  
and play  
grounds.

9. The said corporation may issue debentures, from time to time after the 31st day of December, 1914, and within five years from the said date, for such sum or sums as the Council may deem necessary, but not exceeding in any one year one mill on the dollar on the assessed value of all the rateable property in the said city in such year according to the last revised assessment roll, for the purpose of purchasing lands for parks and playgrounds in the said city, or within one mile of the limits thereof, and for making permanent improvements thereon, without submitting a by-law or by-laws for the same to the ratepayers entitled to vote on money by-laws; and if debentures to the amount of one mill on the dollar on such assessed value are not issued, or the proceeds thereof in any one year or years not expended, then the amount not issued, or the sum not expended, in any such year or years, may be issued or expended in any subsequent year or years.

**10.**—(1) The said Corporation may by a two-thirds vote of the whole Council appoint a Commission of three persons for the purpose of purchasing land either within or without the limits of the said City, but not exceeding a distance of five miles therefrom, and of dividing such land into building lots and selling such lots to citizens, at not less than cost price, for building purposes or of erecting thereon dwelling houses and selling such lots with such houses erected thereon at not less than cost price; provided, however, that not more than one lot or one dwelling with the necessary land appurtenant thereto shall be sold to any one citizen; and the Council of the said Corporation may, with the assent of the ratepayers qualified to vote on money by-laws, pass by-laws from time to time for the issue of debentures to raise such sums as may be necessary for the said purpose.

Commission  
to acquire  
land, erect  
dwelling  
houses for  
citizens.

(2) Any lands purchased under subsection (1) of this section shall be subject to taxation by the municipality in which the same are situated notwithstanding any provisions of *The Assessment Act*.

Rev. Stat.  
c. 195.

(3) The said Commission shall have full power to do all things necessary to purchase lands for the purposes in subsection (1) hereof mentioned, and shall account annually to the Council of the said Corporation for all moneys arising from the sale of the said debentures and from the sale of the said lands.

(4) In the event of any member of the said Commission resigning, dying or becoming unable or unfit to perform his duties, the said Council shall have power to appoint a successor to such member, and all members shall hold office during the pleasure of Council or until his successor is appointed.

**11.** The Council of the said Corporation may, without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass a by-law or by-laws for the issue of Toronto Consolidated Loan Debentures to provide the sum of \$504,008 for the following purposes:—

Power to  
borrow  
\$504,008  
for cer-  
tain pur-  
poses with-  
out assent  
of electors.

Office building adjoining Central Fire Hall..	\$3,440 00
Telegraph building adjoining Central Fire Hall .....	2,590 00
Fire Hall, Main Street, East Toronto .....	4,140 00
Balmoral Avenue Fire Hall .....	4,760 00
Howland Avenue Fire Hall .....	1,555 00
Claremont Street Police Station .....	21,245 00
Markham and London Streets Police Station.	20,510 00
Davenport Rd. and New Street Police Station	27,100 00
Reconstruction of Kew Beach outlet sewer...	57,000 00
Princess Street yard cribbing .....	40,000 00
	retaining

Retaining wall, Dundas Street .....	\$13,000 00
St. Clair Avenue bridge .....	80,000 00
Main drainage section .....	130,100 00
Booster main, Beech Avenue .....	3,600 00
12-in. and 6-in. mains, Beech Avenue.....	950 00
Connecting North Toronto with city water supply .....	5,000 00
12-in. booster main, Lake Shore Road .....	27,000 00
Supply mains for Moore Park .....	22,363 00
12-in. main, Bathurst Street .....	225 00
Water main to new Government building, Exhibition Grounds .....	500 00
12-in. main, Royce Avenue .....	1,350 00
12-in. main, Spadina Road .....	2,780 00
Concreting sides of reservoir .....	25,600 00
Additional expenditure, Crawford Street Bridge .....	9,200 00
	<hr/>
	\$504,008 00

Grant of  
\$10,000 to  
Mendelssohn  
Choir.

**12.** The said Corporation may include in its estimates for the year 1914 and may grant the sum of \$10,000 to the Mendelssohn Choir.

Power to  
borrow  
for civic  
car lines  
and cold  
storage  
plant.

**13.** The Council of the said Corporation may, without submitting the same to the electors qualified to vote on by-laws for the creation of debts, pass a by-law or by-laws for the issue of Toronto Consolidated Loan Debentures to provide the sum of \$60,000 to purchase a site for the Danforth Avenue and Gerrard Street civic car barns, and a sum of \$45,000 for the establishment of a cold storage plant in the new municipal abattoir.

## SCHEDULE "A."

No. of By-Law.	Nature of Work under By-Law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be pay- ment. by ratepayers.	Period of in- ment. years. terest
6376	General Consolidated Loan Debentures on account of purchase of site for and for necessary buildings and equipment of Industrial Farm .....	Mar. 10th, 1913	150,000 00	150,000 00	.....	35½ 4½%
6460	General Consolidated Loan Debentures for constructing certain special water mains and pumping engines, including buildings and connections .....	May 19th, 1913	748,710 00	748,710 00	.....	35 4½%
6461	General Consolidated Loan Debentures for constructing a 36-inch water main along certain streets leading from the corner of Beverley and College Streets to the High Level Pumping Station and Rosehill Reservoir .....	May 19th, 1913	240,838 00	240,838 00	.....	35 4½%
6462	General Consolidated Loan Debentures for constructing certain special sewers .....	May 19th, 1913	148,691 00	148,691 00	.....	35 4½%
6463	General Consolidated Loan Debentures for constructing a public slaughter-house and improving the Cattle Market....	May 19th, 1913	366,492 00	366,492 00	.....	35 4½%
6464	General Consolidated Loan Debentures for the purpose of purchasing parks and playgrounds.....	May 19th, 1913	218,000 00	218,000 00	.....	35 4½%
6476	Local Improvement Debentures to pay for the construction of certain asphalt pavements .....	May 19th, 1913	438,533 54	122,385 72	316,147 82	10 4½%
6477	Local Improvement Debentures to pay for the construction of certain asphalt block pavements .....	May 19th, 1913	55,209 79	17,816 54	37,393 25	10 4½%
6478	Local Improvement Debentures to pay for the construction of certain asphalt macadam pavements .....	May 19th, 1913	13,904 44	6,039 18	7,865 26	5 4½%
6479	Local Improvement Debentures to pay for the construction of certain brick block pavements .....	May 19th, 1913	45,511 01	15,087 20	30,423 81	10 4½%
6480	Local Improvement Debentures to pay for the construction of certain bitulithic pavements .....	May 19th, 1913	158,086 35	55,173 87	102,912 48	10 4½%

## SCHEDULE "A"—Continued.

No. of By-Law.	Nature of Work under By-Law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be pay- borne by ratepayers.	Period of ment, years.	Rate of in- terest.
6481	Local Improvement Debentures to pay for the construction of certain concrete pavements .....	May 19th, 1913	31,550 45	10,272 13	21,278 32	10	4½%
6482	Local Improvement Debentures to pay for the construction of certain sewers .....	May 19th, 1913	97,041 87	22,384 08	74,657 79	10	4½%
6483	Local Improvement Debentures to pay for the construction of certain concrete sidewalks .....	May 19th, 1913	308,970 41	48,498 91	260,473 50	10	4½%
6484	Local Improvement Debentures to pay for the construction of certain concrete curbings .....	May 19th, 1913	13,111 16	2,944 21	10,166 95	10	4½%
6485	Local Improvement Debentures to pay for the widening of certain streets .....	May 19th, 1913	\$11,868 56	\$1,859 29	\$10,009 27	10	4½%
6486	Local Improvement Debentures to pay for the grading of certain streets .....	May 19th, 1913	44,613 82	10,465 94	34,147 88	5	4½%
6487	Local Improvement Debentures to pay for the construction of a Rocmac Macadam pavement on Crescent Road from Yonge Street to the east side of Cluny Avenue, running north .....	May 19th, 1913	4,130 34	1,727 80	2,402 54	5	4½%
6488	Local Improvement Debentures to pay for the construction of a cedar block pavement on Scott Street, from Front Street to Esplanade Street .....	May 19th, 1913	3,307 59	1,622 49	1,685 10	5	4½%
6489	Local Improvement Debentures to pay for the extension of Kenneth Avenue, from its former terminus to Indian Road.	May 19th, 1913	2,076 98	207 69	1,869 29	10	4½%
6507	General Consolidated Loan Debentures to provide the purchase money for Trinity College Grounds .....	June 2nd, 1913	654,450 00	654,450 00	.....	35	4½%

6515	Local Improvement Debentures consolidating the sums authorized to be borrowed by certain local improvement by-laws .....	June 16th, 1913	1,161,960 12	296,629 64	865,330 48	10	4½%
6545	General Consolidated Loan Debentures for constructing certain special sewers .....	July 2nd, 1913	56,544 00	56,544 00	.....	35	4½%
6546	General Consolidated Loan Debentures for purchase of site and for necessary buildings and equipment of Industrial Farm .....	July 2nd, 1913	119,608 00	119,608 00	.....	35½	4½%
6548	General Consolidated Loan Debentures for the purpose of establishing on the Industrial Farm an almshouse or house of refuge for the relief of the destitute known as the Old Folks' Home .....	July 2nd, 1913	31,414 00	31,414 00	.....	35	4½%
6603	City of Toronto Street Railway Debentures to pay for the construction of pavements upon street railway track extensions on Louisa Street .....	July 21st, 1913	6,000 00	6,000 00	.....	8	4½%
6604	General Consolidated Loan Debentures to defray the cost of laying out, paving and improvement of roads on the Exhibition Grounds .....	July 21st, 1913	92,043 00	92,043 00	.....	10	4½%
6607	General Consolidated Loan Debentures for the purpose of constructing, reconstructing and enlarging certain schools and purchasing and enlarging school sites .....	July 21st, 1913	2,312,042 00	2,312,042 00	.....	35	4½%
6676	Local Improvement Debentures consolidating the sums authorized to be borrowed by certain local improvement by-laws .....	Oct. 13th, 1913	65,956 19	19,855 41	46,100 78	5	4½%
6754	Local Improvement Debentures to pay for the construction of a pavement on Roselawn Avenue, from Yonge Street to the west limit of lot 18, plan 734 .....	Nov. 10th, 1913	10,381 44	4,041 04	6,340 40	10	4½%
6755	Local Improvement Debentures to pay for the construction of certain concrete sidewalks .....	Nov. 10th, 1913	1,809 48	338 20	1,471 28	20	4½%
6756	Local Improvement Debentures to pay for the construction of certain concrete sidewalks .....	Nov. 10th, 1913	2,334 96	268 87	2,066 09	20	4½%
6757	Local Improvement Debentures to pay for the construction of certain concrete sidewalks .....	Nov. 10th, 1913	19,865 58	2,528 48	17,337 20	20	4½%

## SCHEDULE "A"—Continued.

No. of By-law.	Nature of Work under By-Law.	When passed by Council.	Total cost of work.	Amount to be borne by City.	Amount to be pay- borne by ment, of in- ratepayers. years terest.	Rate of in- terest.
6758	Local Improvement Debentures to pay for the construction of certain concrete sidewalks .....	Nov. 10th, 1913	11,617 65	1,454 68	10,162 97	10 4½%
6759	Local Improvement Debentures to pay for the construction of a concrete sidewalk on the south side of Woodward (now Fairview) Avenue .....	Nov. 10th, 1913	2,204 23	205 30	1,998 93	20 4½%
6760	Local Improvement Debentures to pay for the construction of a water main on Lawrence Avenue .....	Nov. 10th, 1913	1,180 91	688 91	492 00	30 4½%
6761	Local Improvement Debentures to pay for the construction of certain water mains .....	Nov. 10th, 1913	22,731 19	5,798 18	16,933 01	30 4½%
6762	Local Improvement Debentures to pay for the construction of certain water mains .....	Nov. 10th, 1913	11,812 80	2,890 88	8,921 92	30 4½%
6763	Local Improvement Debentures to pay for the construction of a concrete bridge on Albertus Avenue .....	Nov. 10th, 1913	2,952 42	442 73	2,509 69	20 4½%
6811	City of Toronto Street Railway Debentures for reconstructing, repairing and renewing pavements upon street railway portions of certain streets .....	Nov. 24th, 1913	963,890 25	963,890 25	.....	8 4½%

## CHAPTER 99.

## An Act respecting the City of Toronto

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** The Corporation of the City of Toronto may arrange with the Government of Canada regarding the use of the block of land lying between Lombard Street and Adelaide Street in said city (upon the westerly portion of which said Government now proposes to erect a new building for post office and other purposes) whereby said building shall be erected upon the easterly portion of said block abutting on Church Street and extending approximately to the east limit of Toronto Street produced, and the remainder of said block, extending to Victoria Street, shall be dedicated as a public square; and the said corporation may, for the purpose of carrying out such an arrangement, acquire by purchase or may expropriate the portion of the block which has not been acquired by the Government of Canada (being about one acre abutting on Church Street), and then exchange the same with the said Government for said public square portion.

**2.** A by-law may be passed for undertaking such work as a local improvement, notwithstanding the exception in section 8 of *The Local Improvement Act*, and section 9 of the said Act shall apply to such work.

**3.** The cost and expense to the corporation of acquiring said easterly portion of said block shall be deemed to be the cost of said public square, and the lands to be benefited by the creation of said public square may be assessed under *The Local Improvement Act* for a proportion of the cost of acquiring such square, although such lands do not abut upon the improvement.

## CHAPTER 100.

An Act respecting the Street Car Service upon  
Queen Street East in the City of Toronto  
by The Toronto Railway Company

*Assented to 17th April, 1914.*

Preamble.

**W**HEREAS The Toronto Railway Company by virtue of the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 99, and the agreement set forth as Schedule "A" thereto, now operate a service of surface street railways in the City of Toronto; and whereas the said railway company has for a number of years operated its service upon Queen Street East in the City of Toronto to the present eastern limits of the City of Toronto; and whereas because of the establishment of the said service a number of inhabitants of the said city acquired property in the immediate vicinity of the said terminus and have erected residences thereon; and whereas the said company have now discontinued the said Queen Street service from McLean Avenue to the present easterly limits of the said City of Toronto; and whereas the Corporation of the City of Toronto has by petition prayed that an Act be passed requiring the said The Toronto Railway Company to continue its through service of cars upon Queen Street to the present easterly limits of the said city for the convenience and accommodation of the inhabitants of this portion of the said city; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Operation of  
cars on  
Queen Street  
to easterly  
limits of  
Toronto.

1. From and after the passing of this Act The Toronto Railway Company shall, notwithstanding the terms of any judgment of any court, board or committee, continue and operate its regular service of cars on Queen Street East in the said City of Toronto through to the present eastern limits of the said City of Toronto, and the operation of such cars and the obligations of the company in regard to the railway between

between McLean Avenue and the eastern limits of the said City of Toronto shall be governed by the agreement dated the 1st day of September, 1891, between the Corporation of the City of Toronto and the predecessors in title of the said The Toronto Railway Company set forth in said Schedule "A" to the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 99; provided, however, that the said company shall pay no mileage rental in respect of the said railway between McLean Avenue and the present eastern limits of the said City of Toronto.

## CHAPTER 101.

## An Act to Confirm a Certain Agreement and By-Laws of the Town of Trenton.

*Assented to 17th April, 1914.*

## Preamble.

**W**HEREAS the Corporation of the Municipality of the Town of Trenton has by its petition prayed for special legislation ratifying and confirming certain by-laws of the municipality and a certain agreement hereinafter referred to; and whereas it is expedient to grant the prayer of the said petition.

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law  
No. 1032, as  
amended by  
By-law No.  
1083,  
confirmed

**1.** By-law No. 1032, as amended by by-law No. 1083, and by-law No. 1083, specified in Schedules "A" and "B" hereto, respectively, and the debentures issued or to be issued in pursuance thereof, are hereby confirmed and declared legal, valid and binding, and the agreement bearing date the first day of August, 1911, and set out in Schedule "C" hereto is confirmed and declared to be legal, valid and binding upon the Municipality of the Town of Trenton, and a certain order of the Ontario Railway and Municipal Board dated the 28th day of November, 1913, specified in Schedule "D" hereto, approving of the above-mentioned by-law No. 1083, amending said by-law No. 1032, and the order of the Ontario Railway and Municipal Board dated the 28th day of November, 1913, specified in Schedule "E" hereto, extending the time for the issue of debentures in the above two by-laws referred to, to the 18th day of September, 1914, are hereby confirmed and declared legal, valid and binding.

## SCHEDULE "A."

BY-LAW No. 1032.

*Passed Sept. 18th, 1911.*

A By-law to authorize the Mayor and Clerk to execute a certain agreement or contract between the Canadian Northern Ontario Railway Company and the Municipal Corporation of the Town of Trenton, to accept and execute a deed of certain land therein described from the said Railway Company to the said Municipal Corporation for Park purposes, and to provide for the issue of debentures of the said Town of Trenton for the sum of \$14,000 to raise the sum of \$14,000 to be used to aid the said Railway Company by way of a bonus.

WHEREAS an agreement has been arrived at between the Municipal Corporation of the Town of Trenton and the Canadian Northern Ontario Railway Company whereby the said Company agree to establish, maintain and operate a Divisional Point at the Town of Trenton on their line of Railway in course of construction between Toronto and Ottawa, which said agreement is hereto annexed and called Schedule "B" to this By-law.

AND WHEREAS the said Municipal Corporation has agreed to grant and pay the said Railway Company the sum of \$14,000 as aid by way of bonus to the said Company for the establishment of the said Divisional Point at Trenton as set out in Schedule "B."

AND WHEREAS in order thereto it will be necessary to issue debentures of the Town of Trenton for the sum of \$14,000 as hereinafter provided, which is the amount of the debt intended to be created by this By-law, the proceeds of the said debentures to be applied to the said purpose and no other.

AND WHEREAS it is desirable to issue the said debentures at one time and to make the principal of the said debt repayable in thirty annual instalments falling due on the first day of October in each year during the thirty years next after the passing of this By-law, such instalments of principal to be of such amount that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years as set forth in the Schedule "A" hereto annexed, with interest thereon at the rate of five per centum per annum payable yearly according to the coupons of the said debentures attached.

AND WHEREAS the total amount required by The Municipal Act to be raised annually during thirty years by special rate for paying the said debt and interest as hereinafter provided is \$910.72.

AND WHEREAS the amount of the whole rateable property of the Town of Trenton according to the last revised Assessment Roll, being for the year 1911, is \$1,522,270.

AND WHEREAS the amount of the existing debenture debt of the said Municipality is \$171,808.65, and no principal or interest are in arrears.

THEREFORE the Municipal Council of the Corporation of the Town of Trenton enacts as follows:—

1. That the Mayor and Clerk of the Municipality of Trenton be and they are hereby authorized to sign and execute the agreement dated the first day of August, 1911, between the Canadian Northern Ontario Railway Company and the Municipal Corporation of the Town of Trenton, hereto annexed and called Schedule "B" to this By-law and affix the Corporate Seal thereto, and to accept, execute and

and receive a conveyance of the lands set out in said Schedule "B" in behalf of said Municipal Corporation, and that as soon as the same has been so executed and sealed as aforesaid the same then to be binding on the said Municipal Corporation of the Town of Trenton.

2. That it shall be lawful for the Mayor of the said Municipality for the purpose aforesaid to raise the sum of \$14,000, and to issue debentures of the Town of Trenton to the amount of \$14,000 in sums of not less than \$100 each, payable in the manner and for the amounts and at the times respectively set forth in the said annexed Schedule "A."

3. The said debentures as to principal and interest shall be payable at the office of the Treasurer of the said Municipality in the said Town of Trenton.

4. Each of the said debentures shall be signed by the Mayor of the said town or by some other person authorized by By-law to sign the same, and shall be countersigned by the Treasurer thereof, and the Clerk of the said Town of Trenton shall attach thereto the Corporate Seal of the said Municipality.

5. The said debentures shall bear interest at the rate of five per centum, payable yearly as set forth in the said annexed Schedule "A" at the office of the Treasurer of the Municipality of the Town of Trenton, and shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the Mayor and Treasurer of the said Town of Trenton.

6. During the currency of the said debentures there shall be raised annually by special rate upon all the rateable property of the said Town of Trenton, the sum of \$910.72 for the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt as set forth in the said annexed Schedule "A."

7. This By-law shall take effect on the day of the passing thereof.

8. The vote of the electors of the said Town of Trenton shall be taken on this By-law at the following time and places, that is to say: On Tuesday, the 5th day of September, A.D. 1911, commencing at the hour of nine o'clock in the forenoon and continuing until five o'clock in the afternoon of the same day, with the following Deputy Returning Officers:—

Polling Sub-Division No. 1.—Emanuel Dafoe's building, 129 N. Dundas Street; M. T. Greaney, Deputy Returning Officer.

Polling Sub-Division No. 2.—E. M. Park's residence, 19 West Mercia Street; C. W. London, Deputy Returning Officer.

Polling Sub-Division No. 3.—Opera House Block; George F. Auger, Deputy Returning Officer.

Polling Sub-Division No. 4.—Town Hall; Arthur Ireland, Deputy Returning Officer.

Polling Sub-Division No. 5.—P. McKernan's residence, 15 South King Street; C. G. Young, Deputy Returning Officer.

Polling Sub-Division No. 6.—S. James' residence, 28 West Front Street; C. Vanaalstine, Deputy Returning Officer.

9. On Saturday, the 2nd day of September, 1911, the Mayor of the said Town of Trenton shall attend at the Council Chamber at eleven o'clock in the forenoon to appoint persons to attend at the various polling places as aforesaid, and at the final summing up of the votes

votes by the Clerk in behalf of the persons interested in and promoting or opposing the passing of this By-law respectively.

10. The Clerk of the Municipal Council of the said Town of Trenton shall attend at the Council Chamber in the said Town Hall of the said Town of Trenton at eleven o'clock in the forenoon of the 6th day of September, 1911, to sum up the number of votes for and against this By-law.

Dated at Trenton, this 18th day of September, 1911.

J. FUNNELL,

*Mayor.*

(Cor. Seal.)

G. W. OSTROM,

*Clerk.*

	\$14,000	30 years		5 per cent.
	Prin.	Int.	Total.	Date of Payment.
1	\$210 72	\$700 00	\$910 72	October 1st, 1912
2	221 26	689 46	910 72	" 1st, 1913
3	232 32	678 40	910 72	" 1st, 1914
4	243 94	666 78	910 72	" 1st, 1915
5	256 13	654 59	910 72	" 1st, 1916
6	268 94	641 78	910 72	" 1st, 1917
7	282 39	628 33	910 72	" 1st, 1918
8	296 51	614 21	910 72	" 1st, 1919
9	311 33	599 39	910 72	" 1st, 1920
10	326 90	583 82	910 72	" 1st, 1921
11	343 24	567 48	910 72	" 1st, 1922
12	360 40	550 32	910 72	" 1st, 1923
13	378 42	532 30	910 72	" 1st, 1924
14	397 34	513 38	910 72	" 1st, 1925
15	417 20	493 52	910 72	" 1st, 1926
16	438 07	472 65	910 72	" 1st, 1927
17	459 98	450 74	910 72	" 1st, 1928
18	482 97	427 75	910 72	" 1st, 1929
19	507 12	403 60	910 72	" 1st, 1930
20	532 48	378 24	910 72	" 1st, 1931
21	559 10	351 62	910 72	" 1st, 1932
22	587 06	323 66	910 72	" 1st, 1933
23	616 41	294 31	910 72	" 1st, 1934
24	647 23	263 49	910 72	" 1st, 1935
25	679 60	231 12	910 72	" 1st, 1936
26	713 57	197 15	910 72	" 1st, 1937
27	749 25	161 47	910 72	" 1st, 1938
28	786 72	124 00	910 72	" 1st, 1939
29	826 05	84 67	910 72	" 1st, 1940
30	867 35	43 37	910 72	" 1st, 1941

#### SCHEDULE "B."

By-LAW No. 1083.

Passed the first day of August, A.D. 1913.

A By-Law to amend By-Law No. 1032 of the Town of Trenton.

WHEREAS by agreement dated the first day of August, A.D. 1911, between The Municipal Corporation of the Town of Trenton of the one part, and The Canadian Northern Ontario Railway Company, of the other part, among other things, the said Corporation agreed to pay the said Railway Company the sum of \$14,000 as a Bonus for the establishing at Trenton of Divisional Point Works and Shops as therein described.

AND

AND WHEREAS in order thereto it was necessary to raise the said sum by an issue of debentures of the said town for the sum of \$14,000.

AND WHEREAS a By-law to that end intituled:

" A By-Law to authorize the mayor and clerk to execute a certain agreement or contract between the Canadian Northern Ontario Railway Company and the Municipal Corporation of the Town of Trenton to accept and execute a deed of certain lands therein described from the said Railway Company for park purposes, and to provide for the issue of debentures of the said Town of Trenton for the sum of \$14,000 to raise the sum of \$14,000 to be used to aid the said Railway Company by way of a bonus," was duly submitted to the ratepayers of the said town legally qualified to vote upon such By-Law, on Tuesday the fifth day of September, 1911, and received their assent.

AND WHEREAS in pursuance of the proper assent of the said ratepayers of the said town the Municipal Council thereof did on the eighteenth day of September, A.D. 1911, pass the said By-Law and the same was thereupon signed by the mayor and clerk of the said municipality, sealed with the corporate seal thereof and numbered 1032.

AND WHEREAS it is provided in said By-Law that the debentures issued under its authority shall bear interest at the rate of five per cent. per annum payable at the times and in the amounts as set out in Schedule "A" attached to said By-Law.

AND WHEREAS there has been such an advance in the rates of interest that the said debentures could not be sold except at such a discount as to make a great reduction in the amount required to be provided for, and it is deemed expedient to issue the said debentures for the said sum bearing interest at six per cent. instead of five per cent. as authorized by said By-Law.

AND WHEREAS in order thereto the amount required by The Municipal Act to be raised annually by special rate for paying the said debt and interest is \$1,017.08, as set out in Schedule "A" hereto annexed.

AND WHEREAS by said By-Law the first debenture would be due and payable on the first day of October, 1912, and others in regular succession following.

AND WHEREAS until now all things had not been done by the said Railway Company to entitle the payment of the said moneys, and no debentures have been issued under said By-Law and no levy made to meet the payment thereof or any of them.

AND WHEREAS it is expedient to pass a By-Law amending said By-Law No. 1032, raising the rate of interest on the debentures to be issued thereunder to six per cent. and repealing Schedule "A" thereto attached and substituting Schedule "A" attached to this By-Law and extending the time for the issue of said debentures.

THEREFORE the Municipal Council of the Corporation of the Town of Trenton enacts as follows:

1. That sections 5 and 6 of said By-Law No. 1032 of the Town of Trenton be and the same are hereby repealed and the following substituted therefor:

(5) The said debentures shall bear interest at the rate of six per centum per annum payable yearly as set forth in Schedule "A"

attached

attached to this By-Law at the office of the treasurer of the said municipality and shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the mayor and said treasurer thereof.

(6) During the currency of the said debentures there shall be raised annually by special rate upon all the rateable property in the said Town of Trenton the sum of \$1,017.08 for the purpose of paying the amount due in each of the said years for the principal and interest in respect of the said debt as set forth in the annexed Schedule "A."

2. That Schedule "A" annexed to said By-Law No. 1032 be and the same is hereby repealed and the times of issuing said debentures extended also the times of payment thereof, and Schedule "A" to this By-Law substituted therefor and wherever Schedule "A" is mentioned in said By-Law 1032 it shall mean Schedule "A" to this By-Law.

3. That in all other respects except where amended by this By-Law the said By-Law No. 1032 shall remain in full force and effect.

4. That this By-Law shall come into force immediately upon the passing thereof.

G. W. OSTROM,  
*Clerk.*

EDWARD KIDD,  
*Mayor.*

(Corporate Seal.)

#### SCHEDULE "A" TO BY-LAW NO 1083.

No.	Amount Instalment.	Amount Interest.	Total.	Date of Payment.
1	\$177 08	\$840 00	\$1,017 08	Oct. 1st, 1914
2	187 71	829 37	1,017 08	" 1915
3	198 97	818 11	1,017 08	" 1916
4	210 91	806 17	1,617 08	" 1917
5	223 57	793 51	1,017 08	" 1918
6	236 98	780 10	1,017 08	" 1919
7	251 20	765 88	1,017 08	" 1920
8	266 27	750 81	1,017 08	" 1921
9	282 25	734 83	1,017 08	" 1922
10	299 18	717 90	1,017 08	" 1923
11	317 13	699 95	1,017 08	" 1924
12	336 16	680 92	1,017 08	" 1925
13	356 33	660 75	1,017 08	" 1926
14	377 71	639 37	1,017 08	" 1927
15	400 37	616 71	1,017 08	" 1928
16	424 39	592 69	1,017 08	" 1929
17	449 86	567 22	1,017 08	" 1930
18	476 85	540 23	1,017 08	" 1931
19	505 46	511 62	1,017 08	" 1932
20	535 79	481 29	1,017 08	" 1933
21	567 94	449 14	1,017 08	" 1934
22	602 01	415 07	1,017 08	" 1935
23	638 13	378 95	1,017 08	" 1936
24	676 42	340 66	1,017 08	" 1937
25	717 00	300 08	1,017 08	" 1938
26	760 03	257 05	1,017 08	" 1939
27	805 63	211 45	1,017 08	" 1940
28	853 96	163 12	1,017 08	" 1941
29	905 20	111 88	1,017 08	" 1942
30	959 51	57 57	1,017 08	" 1943

\$14,000 00

## SCHEDULE "C."

AN AGREEMENT made this first day of August, A.D. 1911.

BETWEEN THE CANADIAN NORTHERN ONTARIO RAILWAY COMPANY, hereinafter called the Railway, of the First Part; and

THE MUNICIPAL CORPORATION OF THE TOWN OF TRENTON, hereinafter called the Town, of the Second Part.

WHEREAS the Railway proposes to establish a divisional point upon its line of railway as constructed through the Town;

AND WHEREAS the Central Ontario Railway Company which owns a line of railway already constructed through the Town is controlled by the same interests as those controlling the Railway;

WITNESSETH:

THE RAILWAY AGREES—

1. To establish a main line divisional point in the Town of Trenton.

2. To erect forthwith and to operate and maintain within the limits of the Town:

(a) A roundhouse with a circle large enough when completed to accommodate thirty engine stalls and to complete at least fifteen stalls in the circle for immediate use and the balance as and when traffic requires;

(b) A machine shop for the repair and maintenance of rolling stock and other requirements of the Railway; and all other necessary structures and equipment from time to time necessary or required for the efficient operation of the said divisional point and for the requirements of the Railway and of the said Central Ontario Railway.

3. To employ in or about the divisional point premises at least one hundred men.

4. To purchase and convey to the Town for park purposes that portion of the Simpson farm, so called (being the western portion of Lot 3, Concession "A," in the Township of Murray), lying to the north of a line drawn parallel to and two hundred (200) feet distant from the centre line of the railway as constructed across the said lot, the said portion containing about twenty-five (25) acres.

5. To authorize the Town, so far as the consent of the Railway is necessary, to extend the western limits of the Town to include the railway yards and premises and all property lying east of the side road between Lots 6 and 7, Concession "A" and west of the prolongation of such side road across Concession "B" to the bay.

THE TOWN AGREES—

6. To close permanently those portions of Wilkins, Shuter and McGill Streets lying between Division and Stewart Streets, and to convey the same to the Railway.

7. To permit the Railway to lay another track adjacent to the line now constructed across Dufferin Avenue for the purpose of connecting the Railway yards west of the present Town limits with the divisional point works and premises east of Dufferin Avenue.

8. To permit the Railway to construct a Y connecting the present tracks of the Central Ontario Railway with the railway bridge crossing the river near Metcalf Street, and for that purpose to lay another track across Front Street along and across Metcalf Street, connecting with the Central Ontario Railway at Stanley Street; all such crossings to be protected in such manner as the Board of Railway Commissioners for Canada may from time to time direct.

9. To exempt the properties of the Railway and the properties of the Central Ontario Railway Company (which will form part of the Canadian Northern Railway System) within the Town limits, as from time to time established, from all municipal taxes and assessments, other than school taxes, for a period of ten years beginning with the assessment for the year 1912, and so far as the Town can at present bind the then Municipal Council of the Town, after the said period of ten years to fix the assessment of such properties for the next following ten years, for municipal purposes, at the annual value of fifty thousand dollars (\$50,000).

10. To pay the Railway fourteen thousand dollars (\$14,000) in cash on the completion of the fifteen-stall roundhouse and machine shop and the commencement of the operation thereof.

#### AND MUTUALLY AGREED—

11. That should the Railway at any time during the said term of twenty years mentioned in Clause 9 of this Agreement fail to maintain a divisional point at Trenton and should remove or close its said shops or works, the Railway shall return to the Town the said sum of fourteen thousand dollars (\$14,000) and shall forfeit thereafter its said exemption.

IN WITNESS WHEREOF the parties hereto have executed this Agreement.

Signed, Sealed and Delivered The Canadian Northern Ontario  
in the presence of Railway Co.

as to execution of The Canadian Northern Ontario  
Railway Company

D. B. HANNA,  
3rd Vice-President.

(Corporate Seal.)

GERARD RUEL,

R. P. ORMSBY,  
Secretary.

G. W. OSTROM,  
Clerk.

J. FUNNELL,  
Mayor.

(Corporate Seal.)

#### SCHEDULE "D."

#### ONTARIO.

#### THE ONTARIO RAILWAY AND MUNICIPAL BOARD.

Friday, the twenty-eighth day of November, A.D. 1913.

#### BEFORE:

D. M. McIntyre, Esq., K.C.,  
Chairman;

A. B. Ingram, Esq., Vice-  
Chairman; and

H. N. Kittson, Esq., Com-  
missioner.

IN THE MATTER of the Appli-  
cation of the Corporation of  
the Town of Trenton, under  
section 291, of "The Municipal  
Act, 1913," for approval of its  
By-Law No. 1083, amending  
By-Law No. 1032 by increasing  
the rate of interest on the de-  
bentures issued thereunder  
from five to six per cent.

UPON

UPON THE APPLICATION of the said Corporation and upon reading the Notice of Application filed by A. Abbott, Esquire, Solicitor for the Applicant, the Affidavits of Edward Kidd, Mayor, John Walter Delaney, Treasurer, and Gilbert Wellington Ostrom, Clerk, of the said Town, the certified copy of each of the said By-Laws, and the other material filed.

THE BOARD ORDERS that the said By-Law No. 1083, intituled "By-Law No. 1083. Passed the first day of August, A.D. 1913. A By-Law to amend By-Law No. 1032 of the Town of Trenton," be and the same is hereby approved under and in pursuance of the provisions of section 291 of "The Municipal Act, 1913."

D. M. McINTYRE,  
*Chairman.*

(Cor. Seal.)

#### SCHEDULE "E."

#### ONTARIO.

#### THE ONTARIO RAILWAY AND MUNICIPAL BOARD.

Friday, the twenty-eighth day of November, A.D. 1913.

#### BEFORE:

D. M. McIntyre, Esq., K.C.,  
Chairman;  
A. B. Ingram, Esq., Vice-  
Chairman; and  
H. N. Kittson, Esq., Com-  
missioner.

IN THE MATTER of the Appli-  
cation of the Corporation of  
the Town of Trenton, under  
subsection 9 of section 288 of  
"The Municipal Act, 1913,"  
for approval of its By-Law No.  
1083, amending By-Law No.  
1032 by extending the time for  
the issue of debentures there-  
under to the eighteenth day of  
September, 1914.

UPON THE APPLICATION of the said Corporation and upon reading the Notice of Application filed by A. Abbott, Esquire, Solicitor for the Applicant, the Affidavits of Edward Kidd, Mayor, John Walter Delaney, Treasurer, and Gilbert Wellington Ostrom, Clerk, of the said Town, the certified copy of each of the said By-Laws, and the other material filed.

THE BOARD ORDERS that the said By-Law No. 1083 intituled "By-Law No. 1083. Passed the first day of August, A.D. 1913. A By-Law to amend By-Law No. 1032 of the Town of Trenton," be and the same is hereby approved under and in pursuance of the provisions of subsection 9 of section 288 of "The Municipal Act, 1913."

D. M. McINTYRE,  
*Chairman.*

(Cor. Seal.)

## CHAPTER 102.

An Act to confirm a Certain Agreement and  
By-laws of the Town of Trenton*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the Municipality of the <sup>Preamble.</sup>  
Town of Trenton has by its petition prayed for  
special legislation ratifying and confirming certain by-laws  
of the municipality hereinafter referred to; and whereas it  
is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 1058 as amended by By-law No. 1084, and <sup>By-laws 1058, 1084, and order of Ont. Ry. & Mun. Bd. confirmed.</sup>  
By-law No. 1084 set out in Schedules "A" and "B" hereto respectively, and the debentures issued in pursuance thereof, are hereby confirmed and declared legal, valid and binding upon the Municipality of the Town of Trenton, and a certain order of the Ontario Railway and Municipal Board dated the 28th day of November, 1913, specified in Schedule "C" hereto, approving of the above mentioned By-law No. 1084, amending said By-law No. 1058 and the order of the Ontario Railway and Municipal Board dated the 28th day of November, 1913, specified in Schedule "D" hereto, extending the time for the issue of debentures in the above two by-laws referred to, to the 2nd day of December, 1915, are hereby confirmed and debentures issued in pursuance thereof declared legal, valid and binding.

## SCHEDULE "A."

By-Law No. 1058.

Passed the 15th day of January, 1913.

A by-law to authorize the mayor and clerk to execute a certain agreement or contract between the Municipal Corporation of the Town of Trenton and Montgomery & Company, Limited, and accepting, approving and ratifying the same, and authorizing the municipal council to purchase and convey the lands and premises required under said agreement and described therein for the purpose therein stated, and to provide for the issue of debentures of the said Town of Trenton for the sum of \$4,000 to raise the sum of \$4,000 to be used to purchase said lands and premises to aid the said company by way of a bonus, and to grant a fixed annual assessment of the property of the said company within the said Town of Trenton for a period of ten years from the first day of January, 1914.

Whereas an agreement dated the 28th day of November, 1912, has been arrived at between the Municipal Corporation of the Town of Trenton, of the one part, and Montgomery & Company, Limited, of the other part, whereby the said company contracts and agrees to establish, erect, operate and maintain a factory with the necessary plant for the manufacture of paper at the Town of Trenton upon the terms and conditions set out in the said agreement or contract, which said agreement or contract is hereto annexed, and called Schedule "B" to this by-law;

And whereas in order to the proper carrying out and performance of said agreement it is necessary for the said municipal corporation to purchase lands as required in said agreement and to convey the same to the said company as an aid by way of bonus to the said company for the establishment of the said industry at Trenton;

And whereas, among other things in said agreement, it is provided that the annual assessment for all municipal and other taxes, except school taxes, upon the property, real and personal, including buildings, plant and machinery, for a period of ten years from the 1st day of January, 1914, shall be fixed at \$5,000;

And whereas the said agreement has been duly executed by the proper officers of the said company and by the mayor and clerk of the said municipal corporation and corporate seal affixed thereto, and it is expedient and necessary to approve, confirm and ratify the execution thereof as aforesaid;

And whereas in order thereto it will be necessary to raise the sum of \$4,000 and to issue debentures bearing interest at five per centum per annum for the said sum to purchase the necessary lands and premises as hereinafter provided, which is the amount of the debt intended to be created by this by-law, the proceeds of the said debentures to be applied to the said purpose and no other;

And whereas it is desirable to issue the said debentures at one time and to make the principal of the said debt repayable in ten annual instalments falling due on the first day of November in each year during the ten years next after the passing of this by-law, such instalments of principal to be of such amount that the aggregate amount payable for principal and interest in respect of said debt in any year shall be equal as nearly as may be to what is payable for principal and interest in each of the other years of the said period as shown in Schedule "A" hereto annexed;

And whereas the amount required by *The Municipal Act* to be raised annually by special rate for paying the said debt and interest as hereinafter provided is \$518.02;

And

And whereas the amount of the whole rateable property of the Town of Trenton according to the last revised assessment roll thereof is \$1,824,359;

And whereas the amount of the existing debenture debt of the said municipality is \$167,549.72, and no interest in arrears;

Therefore the Municipal Council of the Corporation of the Town of Trenton enacts as follows:—

1. That the mayor and clerk of the Municipality of Trenton be and they are hereby authorized to sign and execute in their official capacity the said recited agreement, Schedule "B," between the said Municipal Corporation of the Town of Trenton and Montgomery & Company, Limited, and affix the corporate seal thereto, and that the execution of the said agreement, Schedule "B," by the said mayor and clerk as aforesaid be and the same is hereby confirmed and ratified, and that the same immediately upon the passing of this by-law to become binding upon the Municipal Corporation of the Town of Trenton.

2. That it shall be lawful for the municipal council of the said corporation to purchase the lands for a site or location of said manufacturing industry as described in Schedule "B" hereto annexed, to pay for the same from the moneys to be raised hereunder, and to convey the same or so much thereof as may be required under the provisions of said agreement to the said Montgomery & Company, Limited.

3. That the annual assessment for all taxes and rates, except school taxes, of the said property, real and personal, including building, plant and machinery of the said company, in accordance with the terms of said agreement, Schedule "B," to this by-law be and that the same is hereby fixed at the sum of \$5,000 from the 1st day of January, 1914.

4. That it shall be lawful for the municipal council of the said corporation for the purpose aforesaid to raise the sum of \$4,000 and to issue debentures of the Municipal Corporation of the Town of Trenton to the amount of \$4,000 in sums of not less than \$100 each, payable in the manner, for the amounts and at the times respectively set forth in the said annexed Schedule "A."

5. The said debentures as to principal and interest shall be payable at the office of the treasurer of the said municipal corporation in the said Town of Trenton.

6. Each of the said debentures shall be signed by the mayor of the said Town of Trenton or by some other person authorized by by-law to sign the same, and shall be countersigned by the treasurer thereof, and the clerk of the said Municipality of the Town of Trenton shall attach thereto the corporate seal of the said municipal corporation.

7. The said debentures shall bear interest at the rate of five per cent. per annum, payable yearly as set forth in the said annexed Schedule "A" at the office of the treasurer of the Municipal Corporation of the Town of Trenton, and shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the mayor and treasurer.

8. During the currency of the said debentures there shall be raised annually by a special rate upon all the rateable property in the said Town of Trenton the sum of \$518.02 for the purpose of paying the amount due in each of the said years for the principal and interest in respect of the said debt as set forth in the said annexed Schedule "A."

9. This by-law shall take effect immediately on the day of the passing thereof.

10. The vote of the electors of the Town of Trenton shall be taken on this by-law at the following time and places, that is to say: On Monday, the 6th day of January, 1913, commencing at the hour of nine o'clock in the forenoon of that day and continuing until five o'clock in the afternoon of the same day with the following deputy returning officers:—

Polling sub-division No. 1.—The Emanuel Dafoe building, corner of Dundas and Campbell Sts., M. T. Greany, deputy returning officer.

Polling sub-division No. 2.—E. M. Parks residence, C. W. London, deputy returning officer.

Polling sub-division No. 3.—W. Hyde's carriage shop, Dundas St., C. F. Auger, deputy returning officer.

Polling sub-division No. 4.—Town Hall, G. A. Ireland, deputy returning officer.

Polling sub-division No. 5.—Geo. Crowe's grocery buildings, Dundas St., C. G. Young, deputy returning officer.

Polling sub-division No. 6.—S. James' residence, W. Front St., W. W. Young, deputy returning officer.

11. On Saturday, the 4th day of January, 1913, the mayor of the said Town of Trenton shall attend at the council chamber in the Town Hall, Trenton, at eleven o'clock in the forenoon to appoint persons to attend at the various polling places as aforesaid and at the final summing up of the votes by the said clerk on behalf of the persons interested in and promoting or opposing the passing of this by-law respectively.

12. The clerk of the Municipal Council of the said Corporation of the Town of Trenton shall attend at the council chamber in the said Town Hall of the said Town of Trenton, at the hour of eleven o'clock in the forenoon of the 7th day of January, 1913, to sum up the number of votes for and against this by-law.

Dated at Trenton, this 2nd day of December, 1912.

"EDWARD KIDD,"  
Mayor.

(Seal) "G. W. OSTROM,"  
Clerk.

THIS IS SCHEDULE "B" REFERRED TO IN THE ANNEXED BY-LAW  
No. 1058.

No.	Principal.	Interest.	Total.	Date of Payment.
1.....	\$318 02	\$200 00	\$518 02	1st Nov., 1913
2.....	333 92	184 10	518 02	1st Nov., 1914
3.....	350 62	167 40	518 02	1st Nov., 1915
4.....	369 15	149 87	518 02	1st Nov., 1916
5.....	386 55	131 47	518 02	1st Nov., 1917
6.....	405 88	112 14	518 02	1st Nov., 1918
7.....	426 17	91 85	518 02	1st Nov., 1919
8.....	447 48	70 54	518 02	1st Nov., 1920
9.....	469 86	48 16	518 02	1st Nov., 1921
10.....	493 35	24 67	518 02	1st Nov., 1922

\$4,000 00

SCHEDULE

## SCHEDULE "B" REFERRED TO IN THE BY-LAW NO. 1058.

Memorandum of Agreement made in duplicate this 28th day of November, A.D. 1912.

Between

The Municipal Corporation of the Town of Trenton, hereinafter called the "Corporation," of the first part,

and

Montgomery and Company, Limited, hereinafter called the "Contractor," of the second part.

Whereas, the Contractor (or parties whom the Contractor represents) is desirous of erecting and operating a mill for the manufacture of paper;

And whereas the Corporation is desirous of securing the location of said mill and industry as a new industry so to be erected and operated in the Municipality of Trenton;

And whereas the Corporation has agreed to grant to the Contractor and its assigns a free site; to fix the maximum assessment on the said mill and industry other than for school taxes and also as is hereinafter provided.

Now the agreement witnesseth that in consideration of the premises and of the mutual covenants and agreements herein contained and of the sum of one dollar now paid by each of the parties hereto to the other, the parties hereto covenant and agree each with the other, their successors and assigns, as follows:

1. The contractor agrees to cause to be located such mill and industry at the Town of Trenton upon the performance by the corporation of the following terms and conditions, namely:

2. The corporation agrees to purchase a site, the location of which has been agreed upon between the parties hereto and which is described by metes and bounds as follows:

All and singular that certain parcel or tract of land and premises, situate, lying and being in the Town of Trenton, in the County of Hastings, and Province of Ontario, containing by admeasurement nine acres and five-tenths of an acre (9.5 ac.), be the same more or less, and being composed of part of lot number three in concession one of the Township of Murray, and part of lot number four in concession two of the said township, and part of allowance for road between the said concessions, now in the Town of Trenton aforesaid, and which said parcel is more particularly described as follows:

Commencing at a point where an iron bar has been planted to define the most northerly angle of the herein described parcel, which point may be located in the following manner: Beginning at the south-easterly angle of said lot number four in concession two, thence northerly along the limit between lots numbers three and four in said concession two, eleven hundred and fifty-seven feet and three inches (1157 ft. 3 in.) be the same more or less, to the westerly limit of the lands vested in the crown for the purposes of the Trent Canal, thence south nine degrees and nineteen minutes west, along the said westerly limit, seven hundred and ninety-three feet and three inches (793' 3") to an iron post planted, thence southerly on a curve to the left, having a radius of twenty-one hundred and ten feet (2110'), eighty-five feet and six inches (85' 6") to the said point of commencement, thence continuing along the said curve

eleven

eleven hundred and thirty-four feet and eight inches (1134' 8") to an iron post planted at or near the production of the southerly limit of Wall Street, thence south seventy degrees and thirty-nine minutes west, three hundred and eighty-five feet and four inches (385' 4") to an iron post planted, thence north thirty-eight degrees and twenty minutes west, two hundred and seventeen feet (217') to an iron post planted, thence north ten degrees and thirty-four minutes west, two hundred and fifty-one feet and six inches (251' 6") to an iron post planted; thence north one degree and forty-seven minutes west, two hundred and seventy-seven feet and six inches (277' 6") to an iron post planted; thence north nineteen degrees and sixteen minutes east, one hundred and thirty-nine feet and six inches (139' 6") to an iron post planted; thence north fifty-three degrees and twenty minutes (53° 20') west, forty-four feet and three inches (44' 3") to an iron post planted in the easterly limit of Frankford Road; thence north twenty-five degrees east, along the said easterly limit, one hundred and ten feet (110') to an iron post planted; thence north forty-nine degrees and eighteen minutes east, four hundred and thirty-seven feet and eight inches (437' 8") more or less to the point of commencement aforesaid.

The said parcel being further shown colored pink on a plan of survey made by the Ontario Land Surveyors, Speight & Van-  
Nostrand, dated the 10th December, 1909, and shall convey the same, or cause the same to be conveyed, to the contractor or its assigns as a site for such industry.

3. That the corporation shall cause Canal and Murray Streets in said town to be extended into or to the boundary of the said above mentioned lands and premises, and shall grade the said street so as to provide convenient access for the purposes of the said industry, to the said lands, the grade thereof to be suitable for the teaming of heavy loads, and shall also cause to be laid a sidewalk on the south side of Canal Street up to the limits of the said lands and premises connecting with the present sidewalk on said street.

4. The corporation likewise agrees to lay or cause to be laid a railway siding or spur line (free of expense to the contractor and the contractor's assigns) into and upon the said above-mentioned lands and premises and connecting up with the Canadian Northern Ontario Railway Company's spur line of railway to the north or north-west of the said described lands and premises, said siding to be laid so that the level thereof shall be on a level with the shipping doors as may be convenient for the placing, running and loading of cars thereon for the convenient use of the said contractor's assigns, and along the entire easterly face of the factory now proposed to be erected for the carrying on of the said industry and between the said proposed factory and the westerly line of the new Trent Canal, such siding or spur line to be at such a grade as will be suitable for the said purposes. Any extensions thereof shall be made by and at the expense of the contractor.

5. The corporation is to cause the streets leading to the said premises to be suitably lighted and to conform with lighting on other streets in the said municipality of approximately the like nature.

6. That the maximum assessment upon the said lands and premises and upon the buildings, plant, machinery, and appurtenances contemplated hereby and any extension shall during the period of ten years from the first day of January, 1914, be fixed at the sum of five thousand dollars (\$5000) and no more for all purposes other than for school assessments.

7. The Corporation agrees to purchase the said site when a by-law has been submitted to and approved of by the electors of the said

municipality and a conveyance of such property shall thereupon be made to the contractor free from dower and encumbrances.

8. That within a reasonable time after the said by-law has been submitted to the ratepayers of the said municipality and has received the assent of the requisite number of the ratepayers thereof qualified to vote thereon and after the said site has been conveyed as aforesaid to the said contractor, the contractor or assigns shall proceed to build and equip on said site a paper-mill and factory, together with all necessary plant and machinery, in a good and workmanlike manner and of modern construction, at a cost in all of not less than one hundred and seventy-five thousand dollars (\$175,000).

9. The said mill and factory equipped as aforesaid shall, subject to the terms hereof, be in running operation on or before the first day of February, 1914, provided the corporation shall substantially fulfill its obligations hereunder before the first day of January, 1913, but if from any cause the corporation is delayed then within such time after the said first day of February, 1914, as shall equal such delay.

10. That hereafter for ten years the said mill and manufactory shall, subject to the terms hereof, employ during each month in such year, an average of from seventy to one hundred employees throughout the year, Sundays and legal holidays excepted, and the contractor or the contractor's assigns shall furnish the corporation on or before the tenth day of January in each year a statutory declaration showing the names and number of hands employed, and the time during which they were employed during the preceding twelve months and shall in each year exhibit the books and pay sheets to such person or persons as the corporation may designate to enable the said corporation to determine whether this agreement has been carried out or not.

11. The corporation agrees to allow the contractor and its assigns, to lay water mains and from time to time to renew and repair the same upon Frankford Road in the said municipality from the the canal at a point opposite the said described lands and premises to a point opposite the level of Dam No. 1 on the said canal for the purpose of taking sufficient water for mill service, and further grants to the said contractor and its assigns the right from time to time to enter upon and excavate said street for the purposes aforesaid pursuant to the terms of this agreement, the contractor's assigns to replace and repair the public highway and restore it as near as may be to its condition before the laying of any such mains or the renewing or repairing thereof.

12. It is hereby distinctly understood and agreed, however, that if the contractor is unable by reason of fire loss, accident to machinery, suspension of power service or stoppage for necessary repairs, improvements or alterations to buildings or plant or on account of strikes, lock-outs or general delay, trade depression, floods, inclement weather or combines or through some unforeseen event or casualty (not caused by the fault or misconduct of the contractor's assigns) by which the contractor shall be hindered or delayed or prevented from carrying out substantially the provisions hereof, then and in any such case the corporation shall not complain of the non-performance hereof so long as the contractor shall have exercised due diligence towards carrying out the provisions hereof.

13. It is further agreed between the parties hereto that in case of any dispute arising as to interpretation of any clauses of this agreement or as to whether this agreement has or has not been carried out and fulfilled substantially, then in that event if the parties themselves cannot agree in regard thereto, they shall, if possible

possible, agree upon one arbitrator to settle any dispute which may arise respecting the same, but if they cannot agree upon one arbitrator to settle any such dispute, then each party hereto shall appoint an arbitrator, and if the two so appointed cannot agree upon a settlement or adjustment of the said dispute, then the two so appointed shall appoint a third arbitrator and the award of either the single arbitrator appointed by the parties or by the three arbitrators or the majority of them as the case may be, shall be final and binding upon the parties hereto under the "Arbitration Act," Chap. 34, and amendments thereto.

14. It is further agreed that if this agreement is assigned by the contractor to and accepted by a responsible party, disclosed to the corporation, and such party has entered into an agreement with the corporation to conform to and fulfil the terms thereof, then that the obligations of the contractor shall cease and be at an end.

15. Provided, however, that if for any cause the corporation is delayed in carrying out substantially the provisions hereof on its part to be performed before the first day of February, 1913, then the contractor shall have the privilege at his option of terminating this agreement.

16. Provided that if the contractors or their assigns subject to aforesaid exceptions, fail to substantially carry out this contract in every respect, then the contractors or assigns shall pay or cause to be paid to the corporation a sum equal to that which the corporation pays for the said lands, and the right to said fixed assessment shall thereupon cease as if never granted.

17. The corporation agrees to submit to the ratepayers of the said municipality as soon as practicable a by-law approving of this agreement and granting and securing the above-mentioned terms and conditions to the contractor and its assigns.

In witness whereof the parties hereto have hereunto attached their corporate seal, attested by the hands of the proper officers.

THE MUNICIPAL CORPORATION OF THE TOWN OF TRENTON.

(Sgd.) EDWARD KIDD,  
*Mayor.*

(Sgd.) G. W. OSTROM,  
*Clerk.* (Seal)

(Seal) MONTGOMERY & COMPANY, LIMITED,

(Sgd.) J. D. MONTGOMERY,  
*President.*

(Sgd.) M. H. ROBERTSON,  
*Secretary.*

## SCHEDULE "B."

## BY-LAW No. 1084.

Passed the first day of August, 1913.

A by-law to amend By-law No. 1058 of the Town of Trenton.

Whereas by agreement dated the 28th day of November, A.D. 1912, the Municipal Corporation of the Town of Trenton agreed as a bonus to grant Montgomery and Company, Limited, a fixed assessment for ten years from the first day of January, 1914, on their plant and premises to be erected in the Town of Trenton and to furnish land for a factory site, as set out in said agreement;

And whereas in order to purchase the lands so required for said factory site it was necessary to raise the sum of \$4,000 and to issue debentures of the said town for the said sum of \$4,000;

And whereas a by-law to that end, intituled: "A by-law to authorize the mayor and clerk to execute a certain agreement or contract between the Municipal Corporation of the Town of Trenton and Montgomery & Company, Limited, and accepting, approving and ratifying the same, and authorizing the municipal council to purchase and convey the lands and premises required under said agreement and described therein for the purpose therein stated and to provide for the issue of debentures of the said Town of Trenton for the sum of \$4,000, to raise the sum of \$4,000 to be used to purchase said lands and premises, to aid the said company by way of a bonus and to grant a fixed annual assessment of the property of the said company within the said Town of Trenton for a period of ten years from the first day of January, 1914," was duly submitted to the electors of the Town of Trenton legally qualified to vote upon such by-law on the sixth day of January, A.D. 1913, and received their assent;

And whereas in pursuance of the proper assent of the said rate-payers of the said town the Municipal Council of the said Town of Trenton did on the 15th day of January, A.D. 1913, pass the said by-law and the same was signed by the mayor and clerk of the said town, sealed with the seal of the said corporation and numbered 1058;

And whereas it is provided in said by-law that the debentures issued under its authority shall bear interest at the rate of five per cent. per annum and be payable at the times and in the amounts as set out in Schedule "A" attached to said by-law;

And whereas there has been such an advance in the rates of interest, that the said debentures could not be sold except at such a discount as to make a great reduction in the amount required to be provided for, and it is deemed expedient to issue the said debentures for said sum bearing six per cent. instead of five per cent. as authorized in said by-law;

And whereas in order thereto the amount required by *The Municipal Act* to be raised annually by special rate for paying the said debt and interest is \$543.47, as set out in schedule hereto annexed;

And whereas by said by-law the first debenture would be due and payable on the 1st day of November, 1913, as set out in the said Schedule "A" attached thereto, and others in regular succession following;

And whereas said debentures have not been issued nor has there been any levy of any special rate to meet the payment of the said debenture which would fall due on the 1st day of November, 1913;

And

And whereas it is expedient to pass a by-law amending said By-law 1058 raising the rate of interest on debentures to be issued thereunder to six per cent. and repealing Schedule "A" thereto attached and substituting Schedule "A" attached to this by-law, and extending the time for the issue of said debentures;

Therefore, the Municipal Council of the Corporation of the Town of Trenton enacts as follows:—

1. That sections 7 and 8 of said By-law No. 1058 be and the same are hereby repealed and the following substituted therefor:—

(7) The said debentures shall bear interest at the rate of six per cent. per annum payable yearly as set forth in Schedule "A" attached to this by-law at the office of the treasurer of the Municipal Corporation of the Town of Trenton, and shall have attached to them coupons for the payment of the said interest, which coupons shall be signed by the mayor and treasurer.

(8) During the currency of the said debentures there shall be raised annually by a specific rate upon all the rateable property in the Town of Trenton the sum of \$543.47 for the purpose of paying the amount due in each of the said years for the principal and interest in respect of the said debt as set forth in the said annexed Schedule "A."

2. That Schedule "A" annexed to said By-law No. 1058 be and the same is hereby repealed and the times of issuing of said debentures extended, also the times of payment thereof, and Schedule "A" to this by-law substituted therefor, and that wherever in said By-law No. 1058 Schedule "A" is mentioned it shall mean Schedule "A" to this by-law.

3. That in all other matters, except where amended by this by-law, said By-law No. 1058 shall remain in full force and effect.

4. That this by-law shall come into force immediately upon the passing thereof.

(Sgd.) G. W. OSTROM,  
*Clerk.*

(Sgd.) EDWARD KIDD,  
*Mayor.*

[Seal.]

#### SCHEDULE "A" TO BY-LAW No. 1084.

No.	Amount Instalment.	Amount Interest	Total	Date of Payment
1	\$303 47	\$240 00	\$543 47	October 1st, 1914
2	321 68	221 79	543 47	" 1915
3	340 98	202 49	543 47	" 1916
4	361 44	182 03	543 47	" 1917
5	383 13	160 34	543 47	" 1918
6	406 11	137 36	543 47	" 1919
7	430 48	112 99	543 47	" 1920
8	456 31	87 16	543 47	" 1921
9	483 69	59 78	543 47	" 1922
10	512 71	30 76	543 47	" 1923
<hr/> \$4,000 00				

## SCHEDULE "C."

## ONTARIO.

## THE ONTARIO RAILWAY AND MUNICIPAL BOARD.

Friday, the twenty-eighth day of November, A.D. 1913.

## BEFORE:

D. M. McINTYRE, Esq., K.C.,  
Chairman;

A. B. INGRAM, Esq.,  
Vice-Chairman, and

H. N. KITTSON, Esq.,  
Commissioner.

{ In the matter of the application of  
the Corporation of the Town of  
Trenton, under section 291 of *The  
Municipal Act, 1913*, for approval  
of its By-law No. 1084, amending  
By-law No. 1058 by increasing the  
rate of interest on the debentures  
issued thereunder from five to six  
per cent.

Upon the application of the said corporation, and reading the Notice of application filed by A. Abbott, Esquire, solicitor for the applicant, the affidavits of Edward Kidd, mayor, John Walter Delaney, treasurer, and Gilbert Wellington Ostrom, clerk, of the said town, the certified copy of each of the said by-laws, and the other material filed;

The Board orders that the said By-law No. 1084, intituled "By-law No. 1084. Passed the first day of August, 1913. A by-law to amend By-law No. 1058 of the Town of Trenton," be and the same is hereby approved under and in pursuance of the provisions of section 291 of *The Municipal Act, 1913*.

(Sgd.) D. M. McINTYRE,

[Seal.]

Chairman.

## SCHEDULE "D."

## ONTARIO.

## THE ONTARIO RAILWAY AND MUNICIPAL BOARD.

Friday, the twenty-eighth day of November, A.D. 1913.

## BEFORE:

D. M. McINTYRE, Esq., K.C.,  
Chairman;

A. B. INGRAM, Esq.,  
Vice-Chairman, and

H. N. KITTSO, Esq.,  
Commissioner.

In the matter of the application of the Corporation of the Town of Trenton, under subsection 9 of section 288 of *The Municipal Act, 1913*, for approval of its By-law No. 1084, amending By-law No. 1058 by extending the time for the issue of debentures thereunder to the 2nd day of December, 1915.

Upon the application of the said corporation, and upon reading the notice of application filed by A. Abbott, Esquire, solicitor for the applicant, the affidavits of Edward Kidd, mayor, John Walter Delaney, treasurer, and Gilbert Wellington Ostrom, clerk, of the said town, the certified copy of each of the said by-laws, and the other material filed;

The Board orders that the said By-law No. 1084, intituled "By-law No. 1084. Passed the first day of August, 1913. A by-law to amend By-law No. 1058 of the Town of Trenton," be and the same is hereby approved under and in pursuance of the provisions of subsection 9 of section 288 of *The Municipal Act, 1913*.

(Sgd.) D. M. McINTYRE,  
Chairman.

[Seal.]

## CHAPTER 103.

## An Act respecting the Town of Wallaceburg.

*Assented to 1st May, 1914.*

**W**HEREAS the Municipal Corporation of the Town of Preamble.  
Wallaceburg has by petition represented that the said town has now a population of about four thousand and that it is in the interest of the public health of the said town that a waterworks system and a sewerage system should be constructed without delay; and whereas the Provincial Board of Health has reported in writing that it is of opinion that it is necessary in the interest of the public health that a waterworks and a sewerage system should be established in and for the said Town of Wallaceburg; and whereas the proposed water supply and sewerage system have both been approved by the Provincial Board of Health and such approval has been certified under the hand of the chairman and secretary of the board; and whereas a by-law (being By-law Number 288) to provide for the expenditure of \$130,000 in the construction of a waterworks and sewerage system for the said town and to authorize the borrowing of such sum upon the debentures of said town was duly passed by the municipal council and submitted to and approved by the qualified electors of the said town and was confirmed by an Act passed in the third and fourth years of His Majesty's reign, chaptered 126; and whereas upon further investigation it was found that \$200,000 would be required instead of \$130,000 to construct said waterworks and sewerage system; and whereas said By-law Number 288 has been repealed and in its place has been passed by said council By-law Number 357 set out in Schedule "A" hereto for the purpose of borrowing \$200,000 to construct said waterworks and sewerage system; and whereas, owing to the restrictions placed on the borrowing powers of the said corporation of the Town of Wallaceburg by an Act respecting the said Town passed in the sixth year of His late Majesty's reign, chaptered 101, it is necessary that said By-law Number 357 should be confirmed; and whereas the said town by its said petition has prayed that an Act may be passed for that purpose; and whereas it is expedient to grant the prayer of the said petition:—

Therefore

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

By-law No.  
357 confirmed

**1.** Notwithstanding anything contained in the Act passed in the sixth year of His Majesty's reign, chaptered 101, By-law Number 357 of the Municipal Corporation of the Town of Wallaceburg set out in Schedule "A" hereto and all debentures issued or to be issued thereunder and all rates and assessments made or to be made for the payment thereof are hereby validated and confirmed and are declared legal, valid and binding upon the said municipal corporation and the ratepayers thereof.

Authority  
to borrow  
\$45,000 for  
purchase of  
property of  
Wallace-  
burg  
Consumers'  
Gas Co.

**2.** Notwithstanding anything contained in the said Act mentioned in section 1 the said corporation may with the assent of the electors qualified to vote on money by-laws pass a by-law for the purpose of borrowing a sum not exceeding \$45,000 by the issue of debentures payable within a term not exceeding thirty years from the date of the issue for the purpose of purchasing the lands, works, property, plant and franchises of the Wallaceburg Consumers' Gas Company in the said Town used and operated for the purpose of generating and supplying electric light and power, and for constructing, erecting, laying down and installing such improvements and extensions and such further works, buildings, plant and services as may be necessary for generating and supplying electric light and power in the said Town, and if assented to the by-law shall be legal, valid and binding on the said corporation and the ratepayers thereof.

3-4 Geo.V, c.  
126, repealed

**3.** Chapter 126 of the Acts passed in the third and fourth years of His Majesty's reign entitled *An Act respecting the Town of Wallaceburg* is hereby repealed.

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#### BY-LAW No. 357.

A by-law to raise two hundred thousand dollars to pay for a water-works, and sewerage system for the Town of Wallaceburg.

Whereas the Provincial Board of Health for the Province of Ontario has reported in writing that it is of opinion that it is necessary in the interest of the public health that a waterworks system and a sewerage system should be established in and for the Town of Wallaceburg;

And whereas the proposed water supply and sewerage system have both been approved by the Provincial Board of Health for Ontario, and such approval has been certified under the hand of the chairman and secretary of the said board;

And whereas for the payment of the said works and improvements the council of the said town requires to raise the sum of two hun-

dred thousand dollars, and to do so intends by this by-law to create a debt upon the said corporation of two hundred thousand dollars with interest thereon at the rate of  $5\frac{1}{2}$  per cent. per annum, payable in forty yearly annual instalments by the issue of debentures to the extent of \$498,562.80, being the said sum of two hundred thousand dollars and interest on the unpaid principal;

And whereas it is expedient and the municipal council of the said town have determined to make the principal of the said debt repayable by yearly sums during the period of forty years, being the currency of the said debentures, said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest computed on the unpaid principal at the rate of  $5\frac{1}{2}$  per cent per annum in respect of said debt shall be as nearly as possible equal to the amount so payable in each of the other years of the said period as shown in the schedule hereinafter contained;

And whereas the whole rateable property of the Town of Wallaceburg according to the last revised assessment roll for said town is the sum of \$1,467,982;

And whereas the amount of the debenture debt of the said town (exclusive of local improvement debts secured by special rates or assessments) is \$115,308.70, and no part of the principal or interest is in arrear.

Therefore the Municipal Council of the Corporation of the Town of Wallaceburg enacts as follows:—

(1) That the said waterworks and sewerage system be constructed according to the plans and specifications made therefor.

(2) That it shall be lawful for the mayor of the said town for the purposes aforesaid to borrow the said sum of \$200,000 and to issue debentures of the said municipality to the amount of \$498,562.80 (being the total amount of said amount authorized to be borrowed as aforesaid and interest on the unpaid principal at the rate of  $5\frac{1}{2}$  per cent. per annum) in sums of not less than one hundred dollars each, payable in the manner for the amounts and at the times respectively set forth, and such debentures may have coupons attached thereto for the payment of the interest.

(3) That the said debentures shall all bear the same date, and shall be issued within one year after the date on which this by-law is passed, and may bear any date within such year, and shall be payable in forty annual instalments during the forty years next after the time when the same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:—

No.	Principal.	Interest.	Total.
1 .....	\$1,464 07	\$11,000 00	\$12,464 07
2 .....	1,544 63	10,919 44	12,464 07
3 .....	1,629 58	10,834 49	12,464 07
4 .....	1,719 21	10,744 86	12,464 07
5 .....	1,813 76	10,650 31	12,464 07
6 .....	1,913 52	10,550 53	12,464 07
7 .....	2,018 76	10,445 31	12,464 07
8 .....	2,129 79	10,334 28	12,464 07
9 .....	2,246 93	10,217 14	12,464 07
10 .....	2,370 51	10,093 56	12,464 07
11 .....	2,500 88	9,963 19	12,464 07
12 .....	2,638 42	9,825 65	12,464 07

No.	Principal.	Interest.	Total.
13 .....	2,783 53	9,680 54	12,464 07
14 .....	2,936 62	9,527 45	12,464 07
15 .....	3,098 14	9,365 93	12,464 07
16 .....	3,268 53	9,195 44	12,464 07
17 .....	3,448 30	9,015 77	12,464 07
18 .....	3,637 96	8,826 11	12,464 07
19 .....	3,838 04	8,626 03	12,464 07
20 .....	4,049 13	8,414 94	12,464 07
21 .....	4,271 84	8,192 23	12,464 07
22 .....	4,506 79	7,957 18	12,464 07
23 .....	4,754 66	7,709 41	12,464 07
24 .....	5,016 16	7,447 91	12,464 07
25 .....	5,292 05	7,172 02	12,464 07
26 .....	5,583 07	6,880 96	12,464 07
27 .....	5,890 18	6,573 89	12,464 07
28 .....	6,214 14	6,249 93	12,464 07
29 .....	6,555 92	5,908 15	12,464 07
30 .....	6,916 49	5,547 60	12,464 07
31 .....	7,296 88	5,167 19	12,464 07
32 .....	7,698 21	4,765 86	12,464 07
33 .....	8,121 61	4,342 46	12,464 07
34 .....	8,568 30	3,895 77	12,464 07
35 .....	9,039 55	3,424 52	12,464 07
36 .....	9,536 73	2,927 34	12,464 07
37 .....	10,061 25	2,402 82	12,464 07
38 .....	10,614 62	1,849 45	12,464 07
39 .....	11,198 42	1,265 65	12,464 07
40 .....	11,814 33	649 74	12,464 07

(4) That the debentures as to both principal and interest may be expressed in Canadian currency or sterling money of Great Britain at the rate of one pound sterling for each four dollars and eighty-six and two-thirds cents, and may be payable at any place or places in Canada or Great Britain.

(5) That the mayor of the corporation shall sign and issue the debentures and interest coupons, and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation.

(6) That the sum of \$12,464.07 shall be raised annually for the payment of the cost of such waterworks and sewage system and interest thereon, and shall be levied and raised annually by a special rate sufficient therefor over and above all other rates on all the rateable property in the municipality at the same time and in the same manner as other rates.

(7) That the debentures may contain any clause providing for the registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.

(8) That this by-law shall take effect on the day of the final passing thereof.

Dated at the Council Chamber, at the Town of Wallaceburg, this 30th day of March, 1914.

(Sgd.) T. B. DUNDAS,

*Mayor.*

(Sgd.) H. E. JOHNSON,

*Clerk.*

(Seal)

## CHAPTER 104.

## An Act respecting the Town of Waterloo

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the Town of <sup>Preamble.</sup> Waterloo and M. H. Montag and A. L. Dantzer, trading under the firm name of Quality Mattress Company, have represented that prior to the year 1914 the said Quality Mattress Company have been carrying on business as manufacturers of mattresses in the City of Berlin, in the County of Waterloo and Province of Ontario, and that owing to inability to procure assistance from the said City of Berlin and other concessions, the said Company could not secure suitable premises there to carry on their business, and applied to the Municipal Council of the Town of Waterloo to submit By-law Number 490, a copy of which is contained in Schedule "B" hereto, to the ratepayers of the said Town of Waterloo, and on the seventh day of July, 1913, the said By-law was submitted to the ratepayers and was duly assented to by more than two-thirds of the electors who voted on the By-law, 302 of such electors having voted for the By-law, and 73 against the By-law, and that said By-law was finally passed by the Council of the Town of Waterloo by the affirmative vote of three-fourths of all the members of the said Council, on the fifth day of August, 1913, and registered in the Registry Office for the Registry Division of the County of Waterloo, on the seventh day of August, 1913, and that no application has been made, action brought or proceeding had to quash or set aside the said By-law or any part thereof, and the same has not been repealed or amended.

That the said M. H. Montag and A. L. Dantzer, trading under the firm name of Quality Mattress Company, and the Corporation of the Town of Waterloo, on the 24th day of July, 1913, entered into an agreement, a copy of which is set out in Schedule "B" hereto.

That the said M. H. Montag and A. L. Dantzer, trading under the firm name of Quality Mattress Company, have  
expended

expended more than \$13,000 in the purchase of a site and erection of a factory in the said Town of Waterloo, and have equipped the said factory with machinery for which they have actually paid more than \$2,000, and have commenced to do business in the said factory, and have applied to the Council of the Town of Waterloo for a loan of \$10,000 upon the terms and subject to the conditions set out in said By-law Number 490, but doubts have arisen as to the validity of the said By-law and agreement, it being alleged by counsel for intending purchasers of debentures to be issued under said By-law, that the said By-law and agreement are in contravention of the provisions of *The Municipal Act, 1913*, although no objection to the said By-law and agreement has been made by the Corporation of the City of Berlin, or by any other corporation, person or party; and the Municipal Council of the Town of Waterloo and the said M. H. Montag and A. L. Dantzer, trading under the firm name of Quality Mattress Company, as aforesaid, have been advised to apply for an Act to make valid the said By-law and agreement, and have by their petition prayed that an Act may be passed to legalize and confirm the said By-law and agreement; and whereas no opposition has been offered to the said petition; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law No.  
490 con-  
firmed.

1. By-law Number 490, of the Town of Waterloo, set out in Schedule "A" to this Act, is confirmed and declared to be legal, valid and binding upon the said Municipal Corporation of the Town of Waterloo and the ratepayers thereof, and the said Municipal Corporation is authorized and empowered to do all acts provided for in the said By-law.

Agreement  
in schedule  
"B" con-  
firmed.

2. The agreement set out in Schedule "B" to this Act is ratified and confirmed and declared to be legal, valid and binding upon the parties thereto.

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## SCHEDULE "A."

### TOWN OF WATERLOO.

By-law No. 490, to grant aid to M. H. Montag and A. L. Dantzer, trading under the firm name of Quality Mattress Company.

Whereas M. H. Montag and A. L. Dantzer, trading under the name of Quality Mattress Company, propose to establish the business of manufacturing mattresses in the Town of Waterloo, provided aid be given by the said town in the manner hereinafter set forth;

And

And whereas it is deemed advisable to grant to the said M. H. Montag and A. L. Dantzer exemption from all taxes upon their property, machinery and stock-in-trade and from all taxes in respect of business assessment, excepting county rates, school rates and local improvement taxes, for the term of ten years from the passing of this by-law, and also to grant the said M. H. Montag and A. L. Dantzer a loan of ten thousand dollars upon the terms and subject to the conditions hereinafter mentioned;

And whereas for the purpose aforesaid it will be necessary for the Corporation of the Town of Waterloo to issue its debentures for and to create a debt to the amount of \$10,000 as hereinafter mentioned, such debt and the debentures to be issued therefor to be made payable in ten years at the furthest from the day on which the said debentures shall be issued;

And whereas the said loan is to be repayable by the said M. H. Montag and A. L. Dantzer to the Corporation of the Town of Waterloo in ten equal, consecutive, annual instalments of \$1,326.68 each, being the aggregate amount payable in each of the said ten years for principal and interest at the rate of five and one-half per cent. per annum in respect of the said loan;

And whereas the amount of the whole rateable property of the said Municipality according to the last revised assessment roll of the said municipality is the sum of \$2,824,800;

And whereas the amount of the existing debenture debt of the said Corporation (exclusive of local improvement debts secured by special rates or assessments) is \$275,092.92, and no part of the said principal or interest is in arrear;

Therefore the Municipal Council of the Corporation of the Town of Waterloo enacts as follows:—

1. That the said M. H. Montag and A. L. Dantzer shall be and hereby are granted exemption from all taxes upon the property, plant, machinery and stock-in-trade of the said M. H. Montag and A. L. Dantzer, and from all taxes in respect to business assessment, excepting always county rate, school rate and local improvement taxes, for the term of ten years from the passing of this by-law.

2. That in order to aid the said M. H. Montag and A. L. Dantzer to establish the said business as aforesaid, a loan of ten thousand dollars shall be granted by the Corporation of the Town of Waterloo to the said M. H. Montag and A. L. Dantzer such loan to be repayable by the said M. H. Montag and A. L. Dantzer to the Corporation of the Town of Waterloo in ten equal, annual, consecutive instalments of \$1,326.68 each, the said instalments being the aggregate amount payable in each of the said ten years for principal and interest at the rate of five and one-half per cent. per annum in respect of the said loan, the first of such instalments to be paid in one year from the date on which the debentures hereinafter mentioned are issued, and the repayment of the said loan by the said M. H. Montag and A. L. Dantzer to the Corporation of the Town of Waterloo shall be secured by a mortgage as hereinafter provided.

3. For the purpose aforesaid, it shall be lawful for the Mayor of the Town of Waterloo, and he is hereby required to issue ten debentures of the Town of Waterloo to the amount of ten thousand dollars, which said debentures shall bear interest at the rate of five and one-half per cent. per annum, payable yearly, and shall be signed by the Mayor of the Town of Waterloo and by the Treasurer thereof, and the Clerk shall attach thereto the Corporate Seal of the said Municipality.

4. The debentures shall all bear the same date, and shall be issued within two years after the day on which this by-law is passed, and may bear date within such two years and shall be payable within ten years after the time when the same are issued.

5. For the purpose of paying the amount due in each of the said years for principal and interest in respect of the said debt, there shall be raised and levied in each year during the currency of the said debentures the sum of \$1,326.68 by a special rate sufficient therefor on all the rateable property in the said Town of Waterloo; provided, however, that if the said M. H. Montag and A. L. Dantzer shall pay the said annual instalments of \$1,326.68, which shall be payable to the said Corporation as hereinbefore mentioned, the said instalments so paid in each year shall be applied in paying the amount due in each of the said years for principal and interest as aforesaid.

6. That forthwith after the said M. H. Montag and A. L. Dantzer shall have expended the sum of not less than \$13,000 in the purchase of a site and erection of a factory in the said Town of Waterloo, and, shall also have equipped the factory with machinery, for which they shall have actually paid not less than \$2,000, and when the said M. H. Montag and A. L. Dantzer shall have executed and delivered to the Corporation of the Town of Waterloo an agreement in writing to carry on business as manufacturers of mattresses in said factory for the term of ten years, and to employ within one month after the completion of the said factory and constantly and continuously thereafter during at least eleven months in each year for the said term of ten years, the services of not less than twenty daily employees in and about the factory so to be erected (excepting in case of temporary interruption arising from fires, strikes or unforeseen causes), and in the building of said factory and in the carrying on of their business therein to give a preference to the residents of the Town of Waterloo when such can be employed or dealt with on terms not less advantageous than others, and once in each year if required by the Municipal Council of the said town so to do, to prepare and to deliver to such Council a statement showing the names and numbers of workmen employed in and around the said factory, and when the said M. H. Montag and A. L. Dantzer shall have executed and delivered to the Corporation of the Town of Waterloo a mortgage securing as a first charge upon all their lands in the Town of Waterloo, the repayment of the said loan with interest at five and one-half per cent. per annum at the times and in the manner hereinbefore set out, such mortgage to include said factory and all other buildings on said lands, and to contain the usual power of sale on default, and the usual insurance clause for the full insurable value of the said factory, the said loan of \$10,000 shall be paid over to the said M. H. Montag and A. D. Dantzer by the Treasurer of the said Town of Waterloo, or in case the said M. H. Montag and A. L. Dantzer after execution of the said mortgage require from time to time advances on account of the factory to be erected as aforesaid, the Treasurer of the said Town of Waterloo is hereby instructed and authorized, upon a certificate from the Town Engineer as to the cost of the building, to advance to them one-half the amount so certified by the Town Engineer.

7. No purchaser of any of the said debentures shall be bound to see the application of his purchase money or be liable for the misapplication or non-application thereof, but every such purchaser shall, upon receiving possession of any of the said debentures and paying the price agreed upon therefor, be and be held to be the actual and *bona fide* owner and holder thereof, and he shall not be affected by any of the provisions and conditions in this by-law contained.

8. This by-law shall take effect on the day of the final passing thereof.

9. The votes of the qualified electors of the said Town of Waterloo shall be taken on this by-law by ballot, pursuant to *The Consolidated Municipal Act*, on Monday the seventh day of July, 1913, from the hour of nine o'clock in the forenoon to five o'clock in the afternoon of the same day and at the places and by the Deputy Returning Officers hereinafter specified, that is to say:—

For

For the North Ward (polling subdivisions Nos. 1 and 2 united) at Harmonie Hall, King Street; Mr. Adam Uffelmann, Deputy Returning Officer.

For the East Ward (polling subdivisions Nos. 3 and 4 united) at William Hogg's Office; Mr. William Hogg, Deputy Returning Officer.

For the South Ward (polling subdivisions Nos. 5 and 6 united) at L. F. Dietrich's Office, King Street; Mr. Louis F. Dietrich, Deputy Returning Officer.

For the West Ward (polling subdivisions Nos. 7 and 8 united) at the Police Court Chamber in the Town Hall; Mr. George B. Schneider, Deputy Returning Officer.

10. That the Clerk of this Council shall sum up the votes given for and against this by-law at the Council Chamber, Waterloo, on the eighth day of July, 1913, at the hour of one o'clock in the afternoon.

11. That the Mayor of the said town shall attend at the said Council Chamber on the fifth day of July, 1913, at eight o'clock p.m., to appoint persons to attend at the various polling places and the final summing up of the votes by the said Clerk, respectively, on behalf of the persons interested in and promoting or opposing the passage of this by-law, respectively.

Finally passed after the assent of the ratepayers by the affirmative vote of three-fourths of all the members for the Municipal Council of the Town of Waterloo at the Council Chamber in the Town of Waterloo this fifth day of August, 1913.

(Signed) "J. B. FISCHER,"

{Seal}

Mayor.

(Signed) "JAMES C. HAIGHT,

Clerk.

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## SCHEDULE "B."

THIS INDENTURE made this 24th day of July, 1913,

BETWEEN M. H. Montag and A. L. DANTZER, trading under the name of "Quality Mattress Company," hereinafter called the Company, of the First Part, and

THE CORPORATION OF THE TOWN OF WATERLOO, hereinafter called the Corporation, of the Second Part.

Whereas the Corporation on Monday, the seventh day of July, 1913, submitted a by-law to grant aid to the Company to the qualified electors of the Town of Waterloo, and the assent of the electors was obtained thereto;

Whereas pursuant to the terms of the said by-law the Company are to execute and deliver to the Corporation the following agreement:—

Now this indenture witnesseth that in consideration of the premises the Company agree with the Corporation as follows, that is to say:—

1. That the Company will expend the sum of not less than \$13,000 in the purchase of a site and erection of a factory in the Town of Waterloo, and will equip the factory with machinery for which they shall actually pay not less than \$2,000.

2. That the Company will carry on business as manufacturers of mattresses in the said factory for the term of ten years, and will employ within one month after the completion of the said factory and constantly and continuously thereafter during at least eleven months in each year for the said term of ten years the services of not less than twenty daily employees in and about the factory so to be erected (except in case of temporary interruption arising from fire, strikes or unforeseen causes); and in the building of the said factory and in the carrying on of their business therein the Company will give a preference to residents of the Town of Waterloo when such can be employed or dealt with on terms not less advantageous than others.

3. That once in each year, if required by the Municipal Council of the Town of Waterloo so to do, the Company will prepare and deliver to such Council a statement showing the names and numbers of workmen employed in and around the said factory.

4. That the Company will execute and deliver to the Corporation a mortgage securing as a first charge upon all their lands in the Town of Waterloo, the repayment of \$10,000 with interest at the rate of five and one-half per cent. per annum at the times and in the manner set out in said by-laws, such mortgage to include the factory so to be erected and all other buildings on said lands, and to contain the usual power of sale on default, and the usual insurance clause for the full insurable value of the said factory and buildings.

5. That in case the debentures authorized to be issued under said by-law shall be sold at less than par, the Corporation shall pay over to the Company only the amount realized for the said debentures, but the mortgage shall nevertheless stand as security for the repayment of \$10,000 and interest.

6. That in case the said debentures authorized to be issued under said by-law are sold at a premium, the said premium shall be paid over to the Company, and the amount of such premium shall not be included in the principal money secured by the said mortgage.

In witness whereof the Company has hereunto set its hands and Seals, and the Corporation has caused its Corporate Seal to be hereunto annexed under the hands of its proper officer.

Signed, sealed and delivered  
in the presence of

(Sgd.) A. B. McBRIDE.

(Sgd.) M. H. MONTAG. (Seal)

(Sgd.) A. L. DANTZER. (Seal)

(Sgd.) J. B. FISCHER,

*Mayor.*

(Seal)

(Sgd.) JAMES C. HAIGHT,

*Clerk.*

## CHAPTER 105.

An Act to Confirm By-law Number 632 of the  
Town of Welland*Assented to 20th April, 1914.*

**W**HEREAS, The Electric Steel and Metals Company, <sup>Preamble.</sup> Limited, have, by Petition, represented that the Municipal Corporation of the Town of Welland duly passed By-law Number 632, fixing the assessment of the land and premises of the said The Electric Steel and Metals Company, Limited, for a term of twenty years as set out in said by-law, said by-law being passed by a three-quarters vote of all the members of the Council, and submitted the same to the ratepayers. Out of 418 persons voting thereon, 392 voted for the by-law and 26 against it, and that in order to validate the by-law and give the same full force and effect it is desirable that an Act be passed, confirming it; and whereas, it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law Number 632 of the Municipal Corporation of <sup>By-law No. 632 confirmed.</sup> the Town of Welland, entitled "A By-law for fixing the assessment of The Electric Steel and Metals Company, Limited, for a term of years," passed on the 18th day of August, 1913, and as set out in Schedule "A" hereto, is hereby confirmed and declared to be legal and binding on the said Corporation and on the ratepayers thereof.

## SCHEDULE "A."

BY-LAW No. 632.

A By-law for fixing the assessment of the Electric Steel and Metals Company, Limited, for a term of years.

Whereas The Electric Steel & Metals Company, Limited, of the Town of Welland, are proposing to locate a factory in the Town of Welland, and have agreed in consideration of the passing of this by-law to erect a factory building in the Town of Welland for their purposes and to employ from fifty to two hundred workmen;

And whereas the Municipal Corporation of the Town of Welland have by a three-fourths vote of all the members thereof determined that it is in the public interest to fix the assessment of the lands and premises and property of The Electric Steel & Metals Company, Limited, used solely for the manufacturing purposes aforesaid, at the sum of ten thousand dollars for a period of twenty years;

Therefore the Municipal Council of the Town of Welland, by a majority of three-fourths of all the members of the said Council, enacts as follows:—

1. That from and after the first day of January, A.D. 1913, and continuously for the term of twenty years thereafter the following lands, viz., all those parts of blocks "Q" and "R" in the Town of Welland lying south of plan registered as number thirty-seven for the Town of Welland; also block "S," except the parts of "Q" and "S" belonging to Edith Anderson and Emily Phillips, respectively, together with any part of lot number twenty-six in the fifth concession (formerly in the Township of Crowland), belonging to the Dominion Government, lying between the lands hereinbefore described and the waters of the Welland Canal and south of the allowance for road between the fifth and sixth concessions (Lincoln Street) occupied by the Electric Steel & Metals Company, Limited, and the buildings, plant, appliances, machinery and tools of the said The Electric Steel & Metals Company, Limited, on the said lands used for factory purposes only which may not now but may hereafter become liable to taxation shall be assessed at the sum of ten thousand dollars per year for all municipal purposes, except for school taxes and for local improvements.

2. It is expressly understood that if any part of the lands above described is used for the erection of dwelling houses it is to be assessed the same as though this by-law had not been passed.

3. This by-law shall take effect from and after the passing thereof.

4. The votes of the electors of the said Town of Welland shall be taken on this by-law on Monday, the fourth day of August, A.D. 1913, commencing at the hour of nine o'clock in the forenoon, and continuing until five o'clock in the afternoon, by the following persons as Deputy Returning Officers and at the following places:—

Polling Sub-Division No. 1,	Vanderburg's Factory,	by J. Tobin.
" "	" "	2, Ellsworth's,
" "	" "	by Al. Garden.
" "	" "	3, Town Hall,
" "	" "	by Geo. Wells.
" "	" "	4, Cordage B. House,
" "	" "	by F. Ott.
" "	" "	5, Swartz's Shop,
" "	" "	by Wm. F. Swartz.
" "	" "	6, Beatty's Shop,
" "	" "	by W. M. Hill.

5. That on Saturday, the 2nd day of August, A.D. 1913, the Mayor of the said town shall attend at the Council Chambers, in the Town Hall, at ten o'clock in the forenoon, and appoint persons to attend at the various polling places aforesaid and at the final summing up of the votes by the Clerk on behalf of the persons interested in and promoting and opposing the passing of this by-law respectively.

6. The Clerk of the Council of the said Town of Welland shall attend at his office, in the Town Hall, in the Town of Welland, at ten o'clock in the forenoon of the 5th day of August, A.D. 1913, to sum up the number of votes for and against this by-law.

Read a first and second time in Council and passed by a three-fourths vote of all the members this 7th day of July, A.D. 1913.

Read a third time and finally passed by a vote of three-fourths of all the members of the Council this 18th day of August, 1913.

(Sgd.) JOHN GOODWIN,  
*Mayor.*

(Sgd.) C. M. WEBBER,  
*Clerk.*

(Corporate Seal)

## CHAPTER 106.

An Act respecting The North Midland  
Railway Company*Assented to 20th April, 1914.***Preamble.**

**W**HEREAS The North Midland Railway Company was incorporated by an Act passed in the fourth year of the reign of His late Majesty King Edward the Seventh, chaptered 84, as amended by an Act passed in the sixth year of His late Majesty's reign, chaptered 112, and as further amended by an Act passed in the eighth year of His late Majesty's reign, chaptered 133, and as further amended by an Act passed in the tenth year of His late Majesty's reign, chaptered 148, and as further amended by an Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 145, for the purpose of constructing and operating an electric railway as therein described; and whereas the said Company has by its Petition prayed that the time for the commencement and completion of the said railway may be extended; and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

2 Geo. V.,  
c. 145, s. 2,  
repealed.

1. Section 2 of the Act passed in the second year of His Majesty's reign, chaptered 145, is repealed.

Time for  
commence-  
ment and  
completion  
extended.

2. The railway authorized by the said Acts and by this Act shall be commenced within two years and completed within four years after the passing of this Act, and if the construction of the railway is not commenced and fifteen per cent. of the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not completed and put in operation within four years from the passing of this Act, then the powers granted to the Company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

CHAPTER

## CHAPTER 107.

## An Act to confirm certain By-Laws of the Village of Weston.

*Assented to 1st May, 1914.*

**W**HEREAS the Corporation of the Village of Weston Preamble.  
has by petition represented that the council of the said corporation acting upon the recommendation of the local board of health has constructed a system of sewers for the municipality consisting of certain main or trunk sewers and a sewage disposal plant at the cost of the municipality at large and has also constructed sewers upon certain streets of the village leading to and discharging into the said trunk sewers, as local improvements, that no petitions were presented to the council asking for the construction of such last mentioned sewers and by inadvertence no initiating proceedings under *The Local Improvement Act* were taken by the council before undertaking the construction of the said sewers, that courts of revision have been held for the hearing of complaints in respect of all the said works constructed as local improvements and special assessment rolls therefor have been duly made and certified, that the council has passed thirty-four local improvement by-laws, particularly referred to in Schedule "A" hereto, providing for borrowing upon debentures the moneys required to pay for the said sewers constructed as local improvements and has also passed By-law Number 704, a copy of which is set forth as Schedule "B" hereto, providing for consolidating the sums authorized to be borrowed by the said local improvement by-laws into one loan or sum of \$70,591.53, and for borrowing the said sum upon debentures to pay for the construction of the said sewers; and whereas doubts have arisen respecting the sufficiency of the proceedings for undertaking the said works as local improvements and respecting the validity of the said by-laws and of the debentures to be issued thereunder; and whereas the said sewers were and are necessary in the public interest on sanitary grounds and the said petitioners have by their said petition prayed that the said by-laws and the debentures to be issued thereunder may be confirmed and declared to be legal  
and

and valid; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-laws specified in Schedule "A" confirmed.

1. The by-laws of the Corporation of the Village of Weston specified and referred to in Schedule "A" hereto, and all assessments therein referred to, made or to be made, and all rates thereby imposed for the payment of the cost of the works therein referred to and of the debentures issued or to be issued in respect of the same are hereby confirmed and declared to be valid and binding upon the said corporation and the ratepayers thereof and upon the property and lands upon which such assessments and rates are so made or imposed.

By-law 704 confirmed.

2. By-law Number 704 of the Municipal Corporation of the Village of Weston, entitled "By-law to consolidate the sums authorized to be borrowed by certain local improvement by-laws into one sum of \$70,591.53 and to borrow the same by the issue of debentures therefor" as set forth in Schedule "B" hereto is hereby confirmed and declared to be legal, valid and binding upon the Municipal Corporation of the Village of Weston. Debentures issued under the said by-law and substantially complying with the provisions thereof shall be valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any such debentures to inquire into the proceedings relating to the passing of such by-law or relating to the passing of the by-laws therein referred to and specified in Schedule "A" hereto or to the issue of such debentures.

## SCHEDULE A

No. of By-law.	Nature and location of the work—Sewer on.	When passed by Council.	Total cost of work.	Amount to be borne by village.	Amount to be paid by ratepayers.	Period of payment. Years.	Rate of in- terest.
663	Main St., St. John's R. to River St.	Apr. 7, '14	\$29,896.05	\$20,161.61	\$9,734.44	15	6%
664	St. John's R., R. Humber to G.T. Ry.	Apr. 7, '14	583.05	316.13	266.92	15	6%
665	Lippincott, Main St. to G.T. Ry.	Apr. 7, '14	532.62	89.52	443.10	15	6%
666	Denison A., Main St. to 1,000 ft. s.	Apr. 7, '14	1,614.92	539.32	1,075.60	15	6%
667	Sykes Ave., Denison A. to Main St.	Apr. 7, '14	662.75	226.72	436.03	15	6%
668	Meyer A., Main St. to 300 ft. s.	Apr. 7, '14	1,258.95	1,037.75	221.20	15	6%
670	Mill St., Main St. to 450 ft. w.	Apr. 7, '14	452.98	238.54	214.44	15	6%
671	Hillcrest, Mill St. to 300 ft. s.	Apr. 7, '14	270.87	102.85	168.02	15	6%
672	Dufferin, Ent. to Fair to 5th Avenue	Apr. 7, '14	4,750.29	3,301.50	1,448.79	15	6%
673	S. Station, Dufferin to John St.	Apr. 7, '14	608.13	88.03	520.10	15	6%
674	John St., Main St. to Elm St.	Apr. 7, '14	1,169.13	292.04	877.09	15	6%
675	Elsmere A., Main St. to 500 ft. e.	Apr. 7, '14	377.74	57.54	320.20	15	6%
676	Little A., Main St. to Dufferin	Apr. 7, '14	920.78	426.48	494.30	15	6%
677	King St., Main St. to Pine St.	Apr. 7, '14	3,289.56	705.28	2,584.28	15	6%
678	George St., King St. to Church St.	Apr. 7, '14	1,129.83	332.43	797.40	15	6%
679	Lenaire St., Main St. to G.T. Ry.	Apr. 7, '14	633.49	96.69	536.80	15	6%
680	Church St., Main St. to Joseph St.	Apr. 7, '14	2,109.55	638.34	1,471.21	15	6%
681	Cross St., Church St. to Coulter	Apr. 7, '14	689.65	192.85	496.80	15	6%
682	Rectory R., Main St. to Coulter	Apr. 7, '14	655.68	131.60	524.08	15	6%
683	Coulter, Main St. to G.T. Ry.	Apr. 7, '14	1,027.30	317.07	710.23	15	6%
684	Oak St., Main St. to C.P. Ry.	Apr. 7, '14	687.83	246.48	441.35	15	6%
686	Macdonald, N. Station to 5th Avenue	Apr. 7, '14	818.51	216.51	602.00	15	6%
687	William, N. Station to 5th Avenue	Apr. 7, '14	2,076.59	605.41	1,471.18	15	6%
688	Elizabeth, Elm St. to Pine St.	Apr. 7, '14	1,411.56	196.84	1,214.72	15	6%
689	Maria St., N. Station to 5th Avenue	Apr. 7, '14	1,163.87	844.07	2,319.80	15	6%
690	Beech St., Elm St. to 5th Avenue	Apr. 7, '14	1,769.04	216.99	1,552.05	15	6%
691	Joseph St., N. Station to Elm St.	Apr. 7, '14	1,214.23	649.27	564.96	15	6%
695	Pine St., William to Beech St.	Apr. 7, '14	1,188.82	546.90	641.92	15	6%
697	Elm St., William to Beech St.	Apr. 7, '14	969.43	715.91	253.52	15	6%
698	Gratian St., Joseph to Corp. Bdy.	Apr. 7, '14	349.59	120.10	229.49	15	6%
699	N. Station, Dufferin to Church St.	Apr. 7, '14	2,842.45	881.88	1,960.57	15	6%
700	Wadsworth C., Church St. to Corp. Bdy.	Apr. 7, '14	420.75	62.15	358.60	15	6%
701	Park St., Main St. to G.T. Ry.	Apr. 7, '14	183.92	63.28	120.64	15	6%
702	Holley Ave., Park St. to Rectory Rd.	Apr. 7, '14	801.62	224.34	577.28	15	6%

## SCHEDULE "B."

## CONSOLIDATING BY-LAW, INSTALMENT PLAN.

## BY-LAW No. 704.

By-law to consolidate the sums authorized to be borrowed by certain local improvement by-laws into one sum of \$70,591.53 and to borrow the same by the issue of debentures therefor.

Whereas the Municipal Council of the Corporation of the Village of Weston has passed the by-laws hereinafter mentioned providing for borrowing money by the issue of debentures to pay for the construction of certain works, as local improvements, therein referred to, namely:

No. of By-law.	When Passed.	Nature of work.	Situation of work. Street From To	Amount of loan.
663	Apr. 7, '14	Sewer.	Main St., St. John's R. to River St.	\$29,896.05
664	Apr. 7, '14	"	St. John's R., R. Humber to G.T.R.	583.05
665	Apr. 7, '14	"	Lippincott, Main St. to G.T.Ry...	532.62
666	Apr. 7, '14	"	Denison A., Main St. to 1,000 ft. s.	1,614.92
667	Apr. 7, '14	"	Sykes Ave., Denison to Main St.	662.75
668	Apr. 7, '14	"	Meyer Ave., Main St. to 300 ft. s.	1,258.95
670	Apr. 7, '14	"	Mill St., Main St. to 450 ft. w....	452.98
671	Apr. 7, '14	"	Hillcrest, Mill St. to 300 ft. s....	270.87
672	Apr. 7, '14	"	Dufferin, Ent. to Fair to 5th Ave.	4,750.29
673	Apr. 7, '14	"	S. Station, Dufferin to John St...	608.13
674	Apr. 7, '14	"	John St., Main St. to Elm St ...	1,169.13
675	Apr. 7, '14	"	Elsmere, Main St. to 500 ft. e....	377.74
676	Apr. 7, '14	"	Little, Main St. to Dufferin ....	920.78
677	Apr. 7, '14	"	King St., Main St. to Pine St ...	3,289.56
678	Apr. 7, '14	"	George, King St. to Church St....	1,129.83
679	Apr. 7, '14	"	Lemaire, Main St. to G.T.Ry....	693.49
680	Apr. 7, '14	"	Church, Main St. to Joseph St...	2,109.55
681	Apr. 7, '14	"	Cross St., Church St. to Coulter..	689.65
682	Apr. 7, '14	"	Rectory Rd., Main St. to Coulter..	655.68
683	Apr. 7, '14	"	Coulter, Main St. to G.T. Ry ....	1,027.30
684	Apr. 7, '14	"	Oak St., Main St. to C.P. Ry....	687.83
686	Apr. 7, '14	"	Macdonald, N. Station to 5th Ave.	818.51
687	Apr. 7, '14	"	William, N. Station to 5th Ave ..	2,076.59
688	Apr. 7, '14	"	Elizabeth, Elm St. to Pine St ...	1,411 56
689	Apr. 7, '14	"	Maria St., N. Station to 5th Ave..	3,163.87
690	Apr. 7, '14	"	Beech St., Elm St. to 5th Ave ...	1,769.04
691	Apr. 7, '14	"	Joseph St., N. Station to Elm St..	1,214.23
695	Apr. 7, '14	"	Pine St., William to Beech St....	1,188.82
697	Apr. 7, '14	"	Elm St., William to Beech St....	969.43
698	Apr. 7, '14	"	Grattan, Joseph to Corp. Bdy....	349.59
699	Apr. 7, '14	"	N. Station, Dufferin to Church St.	2,842.45
700	Apr. 7, '14	"	Wadsworth C., Church to Corp. B	420.75
701	Apr. 7, '14	"	Park St., Main St. to G.T.Ry....	183.92
702	Apr. 7, '14	"	Holley, Park St. to Rectory Rd...	801.62

And whereas the aggregate of the sums authorized by the said by-laws to be borrowed is the sum of seventy thousand five hundred and ninety-one 53-100 dollars (\$70,591.53) and it is desirable to consolidate the said sums into one sum of \$70,591.53 and to issue debentures therefor in one consecutive issue, which is the amount of the debt intended to be created by this by-law;

And whereas the Provincial Board of Health has approved of the plans, profiles and specifications of such sewers and the construction thereof, and has so certified under the hand of its chairman and secretary

And

And whereas all of the said by-laws provide that the debentures to be issued thereunder shall bear interest at the rate of six per cent. per annum, and that the principal of the debt shall be repayable in yearly sums during the period of fifteen years, of such amounts respectively that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to the amount so payable in each of the other years;

And whereas the amount of the whole rateable property of the municipality according to the last revised assessment roll, being for 1913, is one million four hundred and forty-six thousand four hundred and sixty-six dollars and fifty-four cents (\$1,446,466.54);

And whereas the amount of the existing debentures debt of the municipality, exclusive of local improvement debts secured by special rates or assessments, is two hundred and thirty-seven thousand four hundred and sixty-four dollars and eighty-five cents (\$237,464.85), and no part of the principal or interest is in arrear.

Therefore the Municipal Council of the Corporation of the Village of Weston enacts as follows:

1. The sums authorized by the said by-laws to be borrowed are hereby consolidated into one sum of \$70,591.53.

2. For the purpose aforesaid there shall be borrowed on the credit of the corporation at large the sum of seventy thousand five hundred and ninety-one 53-100 dollars (\$70,591.53), and debentures shall be issued therefor in one consecutive issue in sums of not less than \$100.00 each bearing interest at the rate of six per cent. per annum and having coupons attached thereto for the payment of the interest.

3. The debentures shall all bear the same date and shall be issued within two years after the day on which the earliest of the said by-laws was passed, and may bear any date within such two years and shall be payable in fifteen annual instalments during the fifteen years next after the time when same are issued, and the respective amounts of principal and interest payable in each of such years shall be as follows:

No.	Principal.	Interest.	Total.
1 .....	\$3,032.81	\$4,235.49	\$7,268.30
2 .....	3,214.78	4,053.52	7,268.30
3 .....	3,407.66	3,860.64	7,268.30
4 .....	3,612.12	3,656.18	7,268.30
5 .....	3,828.85	3,439.45	7,268.30
6 .....	4,058.58	3,209.72	7,268.30
7 .....	4,302.10	2,966.20	7,268.30
8 .....	4,560.22	2,708.08	7,268.30
9 .....	4,833.83	2,434.47	7,268.30
10 .....	5,123.86	2,144.44	7,268.30
11 .....	5,431.30	1,837.00	7,268.30
12 .....	5,757.17	1,511.13	7,268.30
13 .....	6,102.60	1,165.70	7,268.30
14 .....	6,468.76	799.54	7,268.30
15 .....	6,856.89	411.41	7,268.30
	<hr/>	<hr/>	<hr/>
	\$70,591.53	\$38,432.97	

4. The debentures, as to both principal and interest, may be expressed in Canadian currency or sterling money of Great Britain, at the rate of one pound sterling for each four dollars and eighty-six and two-thirds cents and may be payable at any place or places in Canada or Great Britain.

5. The reeve of the corporation shall sign and issue the debentures and interest coupons and the same shall also be signed by the treasurer of the corporation, and the debentures shall be sealed with the seal of the corporation.

6. The money to be borrowed as aforesaid shall be apportioned crediting each work with the amount of the loan provided for by the by-law relating thereto as above set forth.

7. This by-law shall come into force and take effect on the day of the final passing thereof.

Passed this seventh day of April, 1914.

E. F. IRWIN,  
Reeve.  
J. H. TAYLOR,  
Clerk.

## CHAPTER 108.

## An Act to Incorporate the Village of Wheatley.

*Assented to 20th April, 1914.*

**W**HEREAS the inhabitants of the unincorporated Village of Wheatley, in the Township of Mersea, in the County of Essex, and Romney, in the County of Kent, and that portion of the said townships adjoining the said village comprised within the limits hereinafter mentioned have by their petition represented that the said limits contain a population of six hundred inhabitants, which is steadily increasing, and that said unincorporated village is an important distributing point and business centre for a large tract of territory; and whereas the said inhabitants have by their petition set forth that it would greatly promote their progress, interest and prosperity if the said village and portions of the said townships comprised within the said limits should be separated from the Municipalities of the Townships of Mersea and Romney and formed into an incorporated village, and they have prayed for such incorporation accordingly; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. From and after the passing of this Act the inhabitants of the said unincorporated Village of Wheatley and that portion of the Townships of Mersea and Romney, adjoining the said village, and comprised within the limits or boundaries hereinafter set forth and described shall be, and they are hereby created a corporation or body politic under the name of “the Corporation of the Village of Wheatley” separate and apart from the said townships, and shall have and enjoy all the rights, powers and privileges now enjoyed by and conferred on, or which shall or may hereafter be conferred upon incorporated villages in the Province of Ontario, subject to any exception provided by this Act, and shall form a part of and become annexed to the County of Kent.

Limits of  
Village.

2. The said Village of Wheatley is hereby declared to be and shall comprise and consist of the lands with the intervening roads, streets and highways within the following limits or boundaries, namely:—

All and singular those certain parcels or tracts of lands, roads and premises situate, lying and being in the Township of Mersea, in the County of Essex, and the Township of Romney, in the County of Kent, together with a portion of the Townline Road between the above-mentioned townships, and which said parcels or tracts are shown on the accompanying plan, and may be more particularly described as:—

(1) Part of lot number 218 north of Talbot Road, and part of lot number 218 south of Talbot Road, together with that portion of Talbot Road lying between the above-mentioned lots, all in the Township of Mersea, in the County of Essex, and more particularly described as follows:—Commencing in the westerly limit of the Townline Road between the Townships of Mersea and Romney at its intersection with the southerly limit of Coulson Street; thence westerly along the southerly limit of Coulson Street and its production 1,353½ feet, more or less, to the limit between lots 218 and 219 South Talbot Road; thence northerly following the last mentioned limit 1,791 feet, more or less, to the southerly limit of Talbot Road; thence northerly following the production of the above-mentioned limit between lots 218 and 219 71 feet, more or less, to the northerly limit of Talbot Road at its intersection with the limit between lots 218 and 219 North Talbot Road; thence northerly following the limit between lots 218 and 219 North Talbot Road 3,048 feet, more or less, to a post; thence easterly at right angles with the westerly limit of the Townline Road 1,363½ feet, more or less, to the westerly limit of the Townline Road; thence southerly following the westerly limit of the said Townline Road 4,910 feet, more or less, to the place of beginning.

(2) Being composed of lot four (4) and part of lots five and six in the second concession of the Township of Romney, and part of Talbot Road running through the above-mentioned lot five, all as shown on the accompanying plan, and may be more particularly described as follows:—Commencing at the intersection of the easterly limit of the Townline Road between the Townships of Romney and Mersea with the northerly limit of the road between the first and second concessions in the Township of Romney; thence northerly following the easterly limit of the Townline Road 5,026 feet, more or less, to a post planted at the production of the northerly limit of that portion of the proposed Village

of Wheatley, lying in lot number two hundred and eighteen, North Talbot Road, in the Township of Mersea; thence easterly at right angles with the easterly limit of the Townline Road 769 feet, more or less, to a post; thence southerly in a straight line 2,096 feet, more or less, to a post planted in the northerly limit of Talbot Road at a distance of 1,315 feet, more or less, measured easterly along the northerly limit of the Talbot Road from the easterly limit of the Townline Road; thence westerly following the northerly limit of Talbot Road 42 feet 6 inches, more or less, to the production of the easterly limit of blocks "F" and "I," registered plan No. 293; thence southerly following the production of the said easterly limit of said blocks and the easterly limit of the said blocks fourteen hundred and eight (1,408) feet, more or less, to the northerly limit of the road between concessions 1 and 2; thence westerly following the northerly limit of the last mentioned road two thousand three hundred and sixty-five feet six inches (2,365' 6"), more or less, to the place of beginning.

(3) That portion of the Townline Road between the Townships of Mersea and Romney lying between the southerly limit of Coulson Street in the Township of Mersea and the northerly limit of the proposed Village of Wheatley as herein above described.

3. On the first day of May, 1914, it shall be lawful for <sup>First</sup> Joseph W. Pinch, of the said Village of Wheatley, who <sup>election of</sup> is hereby appointed the Returning Officer, to hold the nomination for the first election for Reeve and Councillors at the courtroom in the said village, at the hour of noon, of which nomination he shall give one week's notice by one week's notice posted up in at least six conspicuous places in the said village of such nomination, and he shall preside at such nomination, or in case of his absence the electors present shall choose from among themselves a Chairman to preside, who shall have all the powers of a Returning Officer, and the polling for the said election, if necessary, shall be held on the same day of the week next following the said nomination, and the Returning Officer or Chairman shall, at the close of the nomination, publicly announce the place at which such polling shall take place.

4. At the first election the qualification of the electors and <sup>Qualification</sup> of the Reeve and Councillors for the said village shall be <sup>at first</sup> the same as that required in townships, and at all subsequent <sup>election.</sup> elections the qualifications of the electors, and of the Reeve, Councillors and other officers shall be the same as that required in incorporated villages.

Clerk of township to furnish copy of assessment roll, etc.

**5.** The Township Clerk of Mersea shall furnish the said Returning Officer, upon demand made upon him for the same, with a certified copy of so much of the last revised assessment roll of the said township as may be required to ascertain the names of all persons in said township entitled to vote at such first election, and the said Returning Officer shall use so much of the collector's roll or the last revised voters' list of the Township of Romney as may be required to ascertain the names of the persons in such last-mentioned township entitled to vote at such first election.

First meeting of council.

**6.** The Reeve and the Councillors so to be elected shall hold their first meeting at the courtroom in the said village at ten o'clock in the forenoon of the same day of the week next following the polling, and if there shall not be any polling then on the same day of the week next following the nomination.

Declaration of office, etc.

**7.** The several persons who shall be elected or appointed under this Act shall take and subscribe the declaration of office and qualification now required by the municipal laws of Ontario to be taken by persons elected or appointed to like offices in villages.

By-law for taking assessment for 1914.

**8.** The Council of the said village may pass a by-law for taking the assessment of the said village from the first day of January to the thirty-first day of December, 1914, between the fifteenth day of July and the fifteenth day of August, 1914; if any such by-law extends the time for making and completing the assessment roll beyond the fifteenth day of August next then the time for closing the Court of Revision shall be six weeks from the day to which such time is extended and the final return by the District Judge twelve weeks from that day.

Expenses of incorporation.

**9.** The expenses of and incidental to the obtaining of this Act and of the said first election, and of preparing the necessary papers and of furnishing any documents, papers, writings, deeds or other matter whatsoever connected therewith or required by the Clerk of the said village or otherwise howsoever shall be borne by the said village and paid by it to the person or persons that may be respectively entitled thereto.

Apportionment of assets and liabilities.

**10.** The assets, debts, liabilities and obligations of the Municipalities of Mersea and Romney shall be apportioned between such municipalities and the Village of Wheatley in such manner as may be agreed upon, and in case of failure to agree as may be determined by arbitration under the provisions of *The Municipal Act*.

**11.** The said Returning Officer shall, at the nomination provided for in section 3 of this Act, receive nominations for six School Trustees, and the election for such School Trustees shall, except so far as is otherwise provided by this Act, be held and conducted in conformity with the provisions of *The Public Schools Act*.  
Nominations of school trustees.  
 1 Edw.VII., c. 39.

**12.** The first meeting of the Board of Public School Trustees shall be held on the same day of the week next following the week of the polling, or if there is no polling on the same day of the week next following the nomination at two o'clock in the afternoon.  
First meeting of Public School Board.

**13.** Three of the Trustees (to be determined by lot at the first meeting of Trustees after their election, which determination shall be entered upon the minutes) shall retire from office at the time appointed for the next annual school election, and the other three shall continue in office one year longer and then retire; after the time appointed for the next annual school election three Trustees shall be elected annually.  
Mode of retirement of trustees.

## CHAPTER 109.

An Act respecting the Town of Wiarton and  
Canada Casket Company, Limited*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Municipal Corporation of the Town of Wiarton has by its petition represented that by reason of the closing down of the beet sugar factory and of a cement factory in the said town a number of men employed in the said factories were out of employment, and it was in the interests of the town that further manufactures in the said municipality should be promoted; and whereas by by-law No. 53, the Municipal Corporation of the Town of Wiarton is authorized to loan to the Canada Casket Company, Limited, the sum of twenty-five thousand (\$25,000) dollars, with interest at five and one-half per cent. ( $5\frac{1}{2}\%$ ) per annum in twenty equal annual instalments of two thousand and ninety-one 98-100 dollars (\$2,091.98) each on the 1st day of August in each and every year, the said annual payments being the amount required to pay the principal and interest maturing each year upon the debentures to be issued to raise the amount of said loan, the first of such instalments of principal and interest to be paid on the 1st day of August, A.D. 1915; and whereas an agreement has been entered into between the said company and the said corporation, which is more particularly set forth in the said by-law; and whereas the said by-law was submitted to the electors qualified to vote thereon by the affirmative vote of three-fourths of the members of the council of said town, and over two-thirds of the electors who voted on the said by-law voted in favor of the same, 321 voting for and 40 against the said by-law; and whereas the said municipal corporation is authorized under the said by-law to issue debentures under the corporate seal to raise the said sum of twenty-five thousand (\$25,000) dollars and interest thereon at the rate of five and one-half per cent. per annum; and whereas in consideration of the said loan the said company, amongst other things, agreed to execute a mortgage in favor of the corporation covering the building, site, plant, machinery of the said company in said manufacturing business; and whereas the granting of the said bonus for its payment and for the payment of bonuses

bonuses already granted will, if the payments to be made by the said company are not duly made, require an annual levy for the payment of principal and interest exceeding ten per cent. of the total amount required to be raised by taxation in the said Town of Wiarton for the year 1913; and whereas no other branch of industry of a similar nature to that proposed to be carried on by the said Canada Casket Company, Limited, is established in the said Town of Wiarton; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. By-law No. 53, A.D. 1914, of the Municipal Council of the Town of Wiarton, entitled a by-law to grant aid by way of loan to the Canada Casket Company, Limited, in the establishment of a factory for the manufacture of caskets and other goods at the Town of Wiarton, in the County of Bruce, as set forth in schedule "A" to this Act, is hereby declared to be legal, valid and binding upon the Corporation of the Town of Wiarton and the ratepayers thereof.

By-law  
No. 53  
confirmed.

2. All debentures issued or to be issued under the said by-law and substantially complying with the provisions thereof are hereby declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and it shall not be necessary for the purchaser of any such debentures to inquire into the proceedings relating to the passing of the said by-law or to the issue of such debentures.

Debentures  
confirmed.

3. The municipal council of the said corporation shall levy in any year during the currency of the said debentures in which the said company makes default in payment of any of the said instalments or any part thereof in addition to all other rates a special rate sufficient to produce and pay the amount of such default in any such year, and may if necessary for such purpose impose a rate in excess of twenty mills in the dollar of the total revised assessment of the said town.

Special  
rates.

## SCHEDULE "A."

## BY-LAW No. 53 OF THE TOWN OF WIARTON.

A by-law to grant aid by way of loan to the Canada Casket Company, Limited, in the establishment of a factory for the manufacture of caskets and other goods at the Town of Wiarton, in the County of Bruce.

Whereas the Canada Casket Company, Limited, is a company incorporated under *The Ontario Companies Act*, and is authorized by its charter to manufacture caskets and other goods;

And whereas the said company proposes to establish and carry on in the Town of Wiarton, in the County of Bruce, the business of manufacturing caskets and such other goods as such company may decide, provided such other goods are not already being manufactured in the Town of Wiarton, on lots numbers nineteen and twenty, on the west side of Berford Street and south of Division Street, in the said Town of Wiarton, and in the buildings and premises situate upon the said lands;

And whereas there is now erected upon the said lands factory buildings of dimensions 42 feet by 82 feet, 62 feet by 60 feet, three storeys high, 24 feet by 36 feet and 12 feet by 24 feet, one storey high, and have the following machinery installed therein, namely, one boiler, engine, planer and other machines, which buildings are valued at five thousand (\$5,000) dollars, and the said machinery at five thousand (\$5,000) dollars, additional;

And whereas the said company has represented to the Municipal Council of the Corporation of the Town of Wiarton that it is now the owner in fee simple of the said lands, buildings and machinery;

And whereas the said company has applied to the said municipal council for aid by way of loan to assist it in establishing and conducting said business;

And whereas an agreement has been entered into between the said company and the Corporation of the Town of Wiarton whereby in consideration of the said corporation agreeing to loan to the said company the sum of twenty-five thousand (\$25,000) dollars, payable as hereinafter set out, the said company has agreed that it will expend the further sum of fifteen thousand (\$15,000) dollars in erecting an additional building 50 feet by 62 feet, and three storeys high upon the said lands, and making repairs to the said buildings now upon the said lands and in installing additional new machinery in the said buildings and additions, and will have such additions erected, repairs made and machinery installed on or before the first day of August, 1914, and will have the said factory completed and in operation on or before the first day of August, 1914, the said council may by resolution extend the time of completion of the said factory as aforesaid beyond the said first day of August, 1914, and will operate the same during a period of ten years from the said first day of August, 1914, and will employ an average of at least twenty-five men, exclusive of the officers of the said company during at least 250 days of ten hours each of the first five years of the said term, and an average of at least forty men, exclusive of such officers, during at least 250 days of ten hours each of the last five years of the said term, and will pay out in wages to such employees at least the sum of ten thousand (\$10,000) dollars on an average during the first five years of said term, and at least fifteen thousand (\$15,000) dollars during the last five years of said term, and will on or before the 31st day of January in each year verify its compliance with this provision as to the number of employees and annual payment of wages for the year ended respectively on the 31st day of December previously thereto

thereto by statutory declaration to be filed with the clerk of the corporation, and failing to file the said declaration the company shall permit a competent person appointed by the council of the corporation to examine the books of the said company and verify the same as to the number of employees and the amount of wages paid. The said company will repay the said sum of twenty-five thousand (\$25,000) dollars loaned to it as aforesaid with interest thereon at the rate of five and one-half per cent. per annum in twenty equal annual instalments of two thousand and ninety-one dollars and ninety-eight cents (\$2,091.98) each on the 1st day of August in each and every year, the said annual payments being the amount required to pay the principal and interest at the rate aforesaid upon the said debentures maturing each year. The first instalment of principal and interest to mature on the 1st day of August, 1915, A.D., and the following instalments of principal and interest on the 1st day of August in each and every year up to and including the year 1934, A.D., and will secure the performance of the said conditions and the repayment of the said moneys and interest by mortgage upon the said lands and buildings, plant, machinery, fixtures and equipment, which mortgage shall form a first charge or lien upon the same, and will insure and keep insured the said buildings, plant, machinery, fixtures and equipment in some good and reliable insurance company or companies satisfactory to the municipal council of the said corporation in a sum or sums amounting in the aggregate to an amount sufficient at all times to cover the claim of the said corporation under the said mortgage, the loss under such insurance policy or policies to be made payable to the Corporation of the Town of Wiarton as its interest may appear;

And whereas in and by the said agreement the said corporation agreed to advance the said sum of twenty-five thousand (\$25,000) dollars to the said company as follows:—Five thousand (\$5,000) dollars when the work upon the said additions and alterations is commenced, a further sum of five thousand (\$5,000) dollars when the chairman of the Finance Committee of the Council of the said Town of Wiarton certifies that such previous amount of five thousand (\$5,000) dollars has been expended in actual improvements and value upon the buildings and machinery. A further sum of five thousand (\$5,000) dollars when the said chairman certifies that the second amount of five thousand (\$5,000) dollars has been expended in actual improvements and value upon the said buildings and machinery. A further sum of \$5,000 when stock to the amount of ten thousand (\$10,000) dollars has been subscribed and paid for, and the balance of five thousand (\$5,000) dollars when stock totalling in all to twenty-five thousand (\$25,000) dollars has been subscribed and paid for. None of such advances, however, to be paid until the said company executes and delivers a mortgage to the said corporation upon the said lands and premises as is hereafter set out;

And whereas in and by the said agreement it is further agreed that in consideration of the punctual and full observance by the said company of the several covenants and conditions therein set forth and herein specified, a yearly fixed assessment of the said premises for municipal purposes shall be assured to it;

And whereas it is deemed expedient to grant the said aid upon the terms and conditions aforesaid;

And whereas the amount of the debt intended to be created by this by-law is the sum of twenty-five thousand (\$25,000) dollars;

And whereas for the purpose aforesaid it will be necessary to issue debentures of the said municipality for the sum of twenty-five thousand (\$25,000) dollars, the proceeds of the said debentures to be applied to the purposes aforesaid, and to no other;

And

And whereas it is desirable to issue debentures at one time and to make the principal of the said debt repayable by yearly sums during the period of twenty years during the currency of the said debentures, the said yearly sums being of such respective amounts that the aggregate amount payable in each year for principal and interest in respect of the said debt shall be as nearly as possible equal to the amount so payable for the principal and interest in each of the other several years of said period;

And whereas the total amount required by *The Municipal Act, 1913*, to be raised annually by special rate for paying the said debt and interest as hereinafter provided is the sum of two thousand and ninety-one 98-100 (\$2,091.98) dollars;

And whereas the amount of the whole rateable property of the Corporation of the Town of Wiarton, according to the last revised assessment roll, is seven hundred and sixteen thousand five hundred and sixty-six (\$716,566) dollars;

And whereas the amount of the existing debenture debt of the said municipality, including the local improvement debt, amounts to the sum of one hundred and fifty-five thousand one hundred and fifty-six 59-100 (\$155,156.59) dollars, of which the share of the owners of property benefited amounts to twenty-five thousand six hundred and sixty-three 42-100 dollars, no part of the principal or interest on which is in arrear;

And whereas no industry of a similar nature is already established in the said municipality;

Therefore the Municipal Council of the Corporation of the Town of Wiarton enacts as follows:—

1. It shall and may be lawful for the Corporation of the Town of Wiarton to loan to the said the Canada Casket Company, Limited, the sum of twenty-five thousand (\$25,000) dollars as by way of loan in aid of the said business upon the terms and conditions hereinafter set forth.

2. For the purpose of raising the said sum of twenty-five thousand (\$25,000) dollars debentures of the said town to the extent of twenty-five thousand (\$25,000) dollars shall be issued in sums of not less than one hundred (\$100) dollars each on the 1st day of August, 1914, each of which debentures shall be dated on the date of the issue thereof, and shall be payable within twenty years thereafter at the town treasurer's office in the said Town of Wiarton.

3. Each of the said debentures shall be signed by the mayor of the said Town of Wiarton or by some other person authorized by by-law of the said town to sign the same and by the treasurer of the said town, and the clerk of the said municipality shall affix the corporate seal thereof thereto.

4. The said debentures shall bear interest at the rate of five and one-half per cent. per annum, payable yearly at the said treasurer's office on the 1st day of August in each and every year during the currency thereof, and shall have attached to them coupons for payment of the said interest, which coupons shall be signed by the mayor and treasurer of the said Town of Wiarton.

5. During the currency of the said debentures there shall be raised annually by special rate on all the rateable property in the said municipality the sum of two thousand and ninety-one 98-100 (\$2,091.98) dollars for the purpose of paying the amount due in each of the said years for principal and interest in respect of said debt.

6. The said debentures and interest shall be payable in the manner and for the yearly amounts following, that is to say:—

Year.	Principal.	Interest.	Total.
1915 .....	\$716 98	\$1,375 00	\$2,091 98
1916 .....	756 42	1,335 56	2,091 98
1917 .....	798 02	1,293 96	2,091 98
1918 .....	841 91	1,250 07	2,091 98
1919 .....	888 22	1,203 76	2,091 98
1920 .....	937 07	1,154 91	2,091 98
1921 .....	988 61	1,103 37	2,091 98
1922 .....	1,042 98	1,049 00	2,091 98
1923 .....	1,100 34	991 64	2,091 98
1924 .....	1,160 86	931 12	2,091 98
1925 .....	1,224 71	867 27	2,091 98
1926 .....	1,292 07	799 91	2,091 98
1927 .....	1,363 14	728 84	2,091 98
1928 .....	1,438 11	653 81	2,091 98
1929 .....	1,517 20	514 10	2,091 98
1930 .....	1,600 65	491 33	2,091 98
1931 .....	1,688 68	403 30	2,091 98
1932 .....	1,781 56	310 42	2,091 98
1933 .....	1,879 55	212 43	2,091 98
1934 .....	1,982 92	109 06	2,091 98

Total principal .... \$25,000 00

7. Immediately upon the final passing of this by-law, and before any of the said moneys shall be advanced to the said the Canada Casket Company, Limited, the said company shall execute and deliver a mortgage upon the said lands and buildings, plant, machinery, fixtures and equipment erected or installed, or to be erected or installed thereupon or therein to the said corporation, which mortgage shall be a first charge of lien free from all dower or other encumbrance upon the said lands and buildings, plant, machinery, fixtures and equipment, which mortgage shall be conditional to be void upon payment of the said sum of twenty-five (\$25,000) dollars and interest thereon at the rate of five and one-half per centum per annum on the days and times hereinafter set out and upon the due performance and observance of the terms and conditions hereinbefore expressed to be observed or performed by the said company, and such mortgage shall contain a covenant to insure and keep insured the buildings, plant, machinery, fixtures and equipment upon the said lands to the amount hereinbefore set forth, and such insurance policy or policies shall be assigned to the said corporation as additional security for the due carrying out of the said terms and conditions, and shall be delivered to the treasurer of the said municipality.

8. Upon the execution and delivery of the said mortgage as aforesaid, it shall and may be lawful for the mayor and treasurer of the said municipality to advance to the said company the sum of five thousand (\$5,000) dollars, part of the said loan, and the remainder of the said loan shall be advanced by the said corporation to the said company in instalments of five thousand (\$5,000) dollars each upon the certificate of the chairman of the Finance Committee of the council of the said town that the amount set out in such certificate and the amount of moneys paid under prior certificates has been expended in actual improvements and value upon the said buildings and machinery until the amount of fifteen thousand (\$15,000) dollars has been advanced upon such certificates. A further sum of five thousand (\$5,000) dollars when stock to the amount of ten thousand (\$10,000) dollars has been subscribed and paid for, and the balance of loan, five thousand (\$5,000) dollars, when stock totalling twenty-five thousand (\$25,000) dollars has been subscribed and paid for.

9. Commencing with the 1st day of January, 1914, and continuing during the currency of the said agreement, but not extending, however, beyond the 31st day of December, 1923, the lands and premises, together with the buildings, plant, machinery, fixtures and equipment therein, and the said business carried on therein, shall during each and every year in which the covenants, agreements and undertakings of the said company are punctually and fully observed and performed be assessed at a fixed sum of five thousand (\$5,000) dollars, upon which the yearly rate of taxation shall be paid for all municipal purposes, except school rates and local improvement rates.

10. The concession granted by the preceding section of this by-law shall be deemed to be given from year to year during the said term, and should default be made by the said company with regard to any of the terms and conditions to be observed or performed by it as aforesaid in any of the said years, full taxes for the year or years so in default shall be paid by the said company, and the said company shall not be entitled to any exemption whatever during any such year.

11. This by-law shall take effect and come into force immediately upon the final passing thereof.

Read a first and second time and considered in committee of the whole this 23rd day of March, 1914.

Dated and finally passed in open council at Wiarton this  
day of \_\_\_\_\_, 1914.

*Mayor.*

(Corporate Seal) \_\_\_\_\_

*Clerk.*

## CHAPTER 110.

## An Act to Confirm By-law No. 1538 of the City of Windsor.

*Assented to 20th April, 1914.*

**W**HEREAS the Corporation of the City of Windsor Preamble  
 has by petition represented that By-law Number 1538 of the said City as set out in Schedule "A" hereto, being a by-law authorizing the purchase of lands for factory sites to be sold at cost to manufacturers, passed in pursuance of Chapter 97 of the Ontario Acts of 1907, as amended by Chapter 136 of the Ontario Acts of 1910, and providing for the issue of debentures for the sum of twenty thousand dollars for the purposes of said by-law was duly submitted to the qualified ratepayers of the said City on the 27th day of February, 1913, in accordance with the provisions of the said Acts and *The Consolidated Municipal Act of 1903*, and that the same received the assent of more than two-thirds of the duly qualified ratepayers actually voting thereon, and that the said by-law was finally passed by the Council of the City of Windsor on the 3rd day of March, 1913, and whereas it is expedient to grant the prayer of the said petition that the said by-law be validated and confirmed;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** By-law Number 1538 of the Corporation of the City By-law No. 1538 confirmed.  
 of Windsor, set out in Schedule "A" hereto, is hereby ratified and confirmed and declared to be legal, valid and binding on the said Corporation and the ratepayers thereof, and the said Corporation is hereby declared to be and to have been since the final passing of the said by-law authorized and empowered to do all necessary and proper acts for carrying into effect the said by-law.

**2.** The debentures issued or to be issued under said By-law Number 1538 when so issued are declared to be legal, valid and binding on the said Corporation and the ratepayers thereof. Confirmation of debentures.

## SCHEDULE "A."

## By-LAW No. 1538.

A By-law to authorize the purchase of Lands for Factory Sites to sold at cost to Manufacturers.

Provisionally adopted, February 3rd, 1913, all the ten members present voting in its favor.

Finally adopted March 3rd, 1913, all the ten members present voting in its favor.

Whereas the Statute, Chapter 97, 7 Edward VII, Ontario, as amended by Chapter 136, 10 Edward VII, Ontario, authorizes the Council of the City of Windsor by a three-fourths vote thereof and with the approval of two-thirds of the duly qualified ratepayers actually voting thereon to pass By-laws to secure from time to time lands for the purpose of granting aid by way of bonus for the promotion of manufactures within the limits of the municipality and also to provide means necessary to procure such lands as may be required from time to time for such purposes by borrowing money by the issue of debentures on the credit of the city at large to an amount not exceeding \$20,000.

And whereas the land formerly procured by said city for said purposes under the authority of the said Statutes has been resold to manufacturers, and factories have been erected or are in process of erection thereon in conformity with the provisions of the aforesaid Acts; and it is now deemed necessary to procure additional land to be disposed of in like manner at cost price in parcels as may be required to promote the establishment of additional manufactures within the limits of the municipality at a total cost of \$20,000, and to that end to borrow the said sum upon the security of debentures of the said municipality to be issued therefor and to mature by .... annual instalments extending over a period of twenty years.

And whereas additional land as aforesaid sufficient and conveniently situated for the purpose has been selected and options secured thereon covering the period that is necessary within which to secure the action of the qualified electors of the said City upon this By-law.

And whereas the said electors by their ballots cast at the last annual municipal election, when the question of procuring an additional factory site at a cost of \$20,000 was fairly and clearly submitted for their approval or disapproval, signified their approval of the proposition by the decisive vote of 1,215 in its favor as against 297 votes in opposition thereto.

And whereas the said additional land to be procured as aforesaid consists firstly of 9.20 acres belonging to Albert Voigt, being part of farm numbered 87 and lying on the easterly side of Howard Avenue in said City; and, secondly, of 11.82 acres belonging to J. Ed. Meunier, being part of farm numbered 88, and lying immediately east of the aforesaid "Voigt" property and having its southerly limit on the northerly side of Tecumseh Road, both of said parcels of land abutting upon the line of the Essex Terminal Railway in said City, and are more particularly shown upon the plan marked A attached hereto.

And whereas it will require the sum of \$1,604.85 to be raised annually by a special rate over and above and in addition to all other rates for the redemption of the debentures to be issued as aforesaid and the payment of the interest thereon at the rate of five per centum per annum as the same respectively become due, as follows:

Year

Year.	Principal.	Interest.	Total.
First .....	\$604 85	\$1,000 00	\$1,604 85
Second .....	635 09	969 76	1,604 85
Third .....	666 85	938 00	1,604 85
Fourth .....	700 19	904 66	1,604 85
Fifth .....	735 20	869 65	1,604 85
Sixth .....	771 96	832 89	1,604 85
Seventh .....	810 56	794 29	1,604 85
Eighth .....	851 09	753 76	1,604 85
Ninth .....	893 65	711 20	1,604 85
Tenth .....	938 32	666 53	1,604 85
Eleventh .....	985 24	619 61	1,604 85
Twelfth .....	1,034 50	570 35	1,604 85
Thirteenth .....	1,086 23	518 62	1,604 85
Fourteenth .....	1,140 54	464 34	1,604 85
Fifteenth .....	1,197 56	407 29	1,604 85
Sixteenth .....	1,257 44	347 41	1,604 85
Seventeenth .....	1,320 32	284 53	1,604 85
Eighteenth .....	1,386 33	218 52	1,604 85
Nineteenth .....	1,455 65	149 20	1,604 85
Twentieth .....	1,528 43	76 42	1,604 85
Total .....	\$20,000 00		

And whereas the amount of the whole rateable property of the municipality according to the last revised assessment roll thereof is \$14,227,475;

And whereas the amount of the existing debenture debt of the municipality, exclusive of local improvement debts secured by special rates and assessments, is \$601,474.92, no part of which debt nor of the interest thereon is due or in arrear;

And whereas this by-law requires an affirmative vote of three-fourths of all the members of the Council and the assent of two-thirds of all the duly qualified ratepayers who vote thereon;

Therefore the Corporation of the City of Windsor by the Council thereof enacts as follows:—

1. That the Mayor of the City of Windsor shall be, and he is hereby authorized and empowered to borrow from any person, company, society or bank willing to loan the same upon the credit of the debentures hereinafter mentioned, a sum of money not exceeding the sum of \$20,000 for the purpose of paying for those certain parcels or tracts of land particularly mentioned in the preamble of this by-law and required for a new factory site to be re-sold at cost for the promotion of additional manufactures within said city in accordance with the provisions of the Act Chapter 97 of 7 Edward VII, as amended by the Act, Chapter 136, of 10 Edward VII, Ontario, and to issue debentures to that amount under the seal of the said corporation, which debentures shall be signed by the said Mayor and by the Treasurer of the said city, and shall severally be for the amounts, and be payable at the times following, that is to say:—

One debenture for the sum of	\$604 85	payable in the year	1914.
"	635 09	"	1915
"	666 85	"	1916
"	700 19	"	1917
"	735 20	"	1918
"	771 96	"	1919
"	810 56	"	1920
"	851 09	"	1921
"	893 65	"	1922
"	938 32	"	1923
"	985 24	"	1924
"	1,034 50	"	1925
"	1,086 23	"	1926
		One	

One debenture for the sum of	\$1,140 54	payable in the year	1927
"	1,197 56	"	1928
"	1,257 44	"	1929
"	1,320 32	"	1930
"	1,386 33	"	1931
"	1,455 65	"	1932
"	1,528 43	"	1933
<hr/>			
\$20,000 00			

2. That the aforesaid debentures shall be payable at the office of the said Treasurer in the said city on the first day of March in the year in which the same respectively become due under the preceding section, and shall be signed by the said Mayor and Treasurer and be sealed with the seal of the municipality.

3. That the said debentures shall have coupons attached thereto for the payment of the interest thereon, which interest shall be at and after the rate of five per centum per annum, and be payable at the office of said Treasurer half-yearly, that is to say, on the first day of the months of March and September respectively in each of said years, but the first of such coupons shall be payable on the first day of September, 1913.

4. That for the purpose of redeeming the said debentures and paying the interest thereon as the same respectively become due an annual special rate over and above all other rates sufficient to produce the sum of \$1,604.85 shall be raised, levied and collected in each and every year during the currency of said debentures upon all the rateable property of the municipality, which special rate shall be levied and collected at the same time, in the same manner and under the same condition as to penalty as the other rates of the municipality are levied and collected.

5. That the proceeds of the said debentures shall be applied solely to the purposes for which the same are authorized to be issued, and the said lands shall be purchased as early as practicable.

6. That this by-law shall come into force and take effect on the third day of March, 1913.

7. That the votes of the qualified electors of the municipality will be taken on this by-law at the places and by the Deputy Returning Officers hereinafter mentioned on the 27th day of February, 1913, commencing at the hour of nine of the clock in the forenoon and continuing until the closing at five of the clock in the afternoon of said day, that is to say:—

In Ward No. 1—At Menard's Wagon Shop on the corner of London Street and Caron Avenue; Thomas Tracey, Deputy Returning Officer.

In Ward No. 2—At No. 1 Hose Company's Hose House on the north side of London Street; Norman Jackson, Deputy Returning Officer.

In Ward No. 3—At the City Hall; George H. Elliott, Deputy Returning Officer.

In Ward No. 4—At No. 3 Hose Company's Hose House on the east side of Aylmer Avenue; Augustus Bensette, Deputy Returning Officer.

8. That on the 29th day of February, 1913, the Clerk of the Municipality shall, at the City Hall, at the hour of eleven o'clock in the forenoon, sum up the number of votes given for and against this by-law in the presence of the persons appointed to attend thereat, or in the presence of such of them as may be there.

9. That on the 24th day of February, 1913, the said Mayor shall, at the City Hall, at the hour of ten of the clock in the forenoon, appoint

appoint in writing, signed by himself, two persons to attend at the final summing up of the votes as aforesaid, and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this by-law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this by-law.

(Seal)

(Signed) HENRY CLAY,  
*Mayor.*  
(Signed) STEPHEN LUSTED,  
*Clerk.*

## CHAPTER 111.

## An Act respecting the City of Windsor.

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Corporation of the City of Windsor has by petition represented that the provisions of the Acts creating waterworks in the City of Windsor and amendments thereof, being Chapter 79 of the Statutes of Ontario, passed in the 37th year of the reign of Her late Majesty Queen Victoria as amended by Chapter 58 of the Statutes of Ontario passed in the 61st year of Her said late Majesty's reign, should be amended owing to the increase in population of the said City and the consequent necessity of greater expenditures in extending the waterworks thereof; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

61 Vict., c.  
58, s. 18,  
amended.

1. Section 18 of Chapter 58 of the said Act, passed in the 61st year of the reign of Her late Majesty Queen Victoria, is hereby amended,

- (a) By striking out the words "five hundred thousand" in the 11th line and substituting the words "one million";
- (b) By striking out the word "five" in the 17th line and substituting the word "six";
- (c) By striking out the words "and shall have coupons attached for the payment of the said half-yearly interest" in the 18th, 19th and 20th lines, and
- (d) By striking out the word "twenty" in the 45th line and substituting the word "fifty."

## CHAPTER 112.

## An Act to Confirm By-law No. 1670 of the City of Windsor, and for other purposes.

*Assented to 20th April, 1914.*

**W**HEREAS the Municipal Corporation of the City of Windsor, has, by petition, represented that differences have arisen between the said Corporation and The Detroit River Tunnel Company, the Canada Southern Railway Company and the Michigan Central Railroad Company, with reference to the right of the said Municipal Corporation to assess portions of the properties of the said Companies and also as to the amount of such assessment; and whereas to settle such differences an agreement was duly entered into on behalf of the said Municipal Corporation with the said Companies on the 15th day of December, 1913, by which, for a period of fifteen years from the first day of January, 1914, the annual assessment upon the property of The Detroit River Tunnel Company was fixed at the sum of \$1,000,000 and the annual assessment upon the property of the Canada Southern Railway Company and the Michigan Central Railroad Company was fixed at the sum of \$450,000, and that the assessment roll of the said Municipal Corporation for the year 1914 should be amended accordingly; and whereas it was the intention of such agreement that such fixed assessment upon the property of The Detroit River Tunnel Company should be the whole assessment upon the tunnel within the Canadian boundary; and whereas the said Municipal Corporation by the said petition further represented that for this and other reasons it would be in the interests of the said Corporation if the northerly limits thereof were extended to the Canadian boundary; and whereas the said Municipal Corporation did on the 19th day of January, 1914, unanimously pass a by-law approving, adopting and confirming the said agreement; and whereas the said Municipal Corporation by the said petition prayed that an Act may be passed ratifying and confirming the said by-law, and ratifying, confirming and legalizing the said agreement, and de-

claring

claring both to be valid and binding upon the said Municipal Corporation and the said Companies; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law 1670  
and agree-  
ment con-  
firmed.

1. By-law Number 1670 of the Municipal Corporation of the City of Windsor set forth as Schedule "A" to this Act is ratified and confirmed and declared to be legal, valid and binding, and the agreement set forth as Schedule "B" to this Act is ratified and confirmed and declared to be legal, valid and binding upon the respective parties thereto, and shall in all respects have the same force and effect as though the same was expressly embodied in this Act.

Amendment  
of assess-  
ment roll.

2. The assessment roll of the Municipal Corporation of the City of Windsor for the year 1914 shall be amended by the Clerk of the said Corporation, with respect to the property of the said Companies so as to carry into effect the provisions of the said agreement and this Act in that behalf.

Extension  
of limits  
of city.

3. Notwithstanding anything contained in any Statute or Order-in-Council, the limits of the Municipal Corporation of the City of Windsor shall extend to the boundary of the Province in the River Detroit in prolongation of the outlines of such Corporation.

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## SCHEDULE "A."

### BY-LAW No. 1670.

Respecting the assessment of the Detroit River Tunnel Company, the Canada Southern Railway Company, and the Michigan Central Railroad Company.

Whereas certain differences have arisen between the Corporation of the City of Windsor on the one side, and the Detroit River Tunnel Company, the Canada Southern Railway Company and the Michigan Central Railroad Company on the other side in reference to the assessment and taxation by the Corporation of the City of Windsor of properties belonging to the said companies within the Municipality of the City of Windsor;

And whereas J. H. Rodd, of the City of Windsor, as counsel for and on behalf of the City of Windsor was authorized to enter into an agreement on behalf of the Corporation of the City of Windsor with the said companies for the settlement of all differences respecting such assessment and taxation for a period of fifteen years;

And whereas an agreement has now been made on behalf of the Corporation of the City of Windsor, the terms of which have been approved of by the Corporation;

Be it therefore enacted that the agreement bearing date the 15th day of December, 1913 (a copy of which is hereto attached), executed by J. H. Rodd on behalf of the Corporation of the City of Windsor be, and the same is hereby adopted, approved and confirmed, and that the Mayor and Clerk of the Corporation and all other officers be hereby authorized to do all things necessary to carry out and give full effect to all the terms of the said agreement.

Read a third time and passed in Council this 19th day of January, A.D. 1914.

(Signed) HENRY CLAY,

*Mayor.*

(Signed) STEPHEN LUSTED,

*Clerk.*

(Seal)

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### SCHEDULE "B."

THIS AGREEMENT made in triplicate by their respective counsel this 15th day of December, 1913,

BETWEEN THE MUNICIPAL CORPORATION OF THE CITY OF WINDSOR (hereinafter called the "Municipal Corporation"), of the First Part, and

THE DETROIT RIVER TUNNEL COMPANY (hereinafter called the "Tunnel Company"), and the MICHIGAN CENTRAL RAILROAD COMPANY and the CANADA SOUTHERN RAILWAY COMPANY (hereinafter called the "Railroad Companies"), of the Second Part.

Whereas certain differences have arisen between the Corporation of the City of Windsor, on the one side, and the Detroit River Tunnel Company, the Canada Southern Railway Company and the Michigan Central Railroad Company, on the other side, in reference to the assessment and taxation by the Corporation of the City of Windsor of the properties belonging to the said companies within the Municipality of Windsor;

And whereas such differences have arisen both as regards the legal right of the said Municipal Corporation to tax portions of the said properties, and also as to the amount of the assessment on which the taxes are to be levied;

And whereas for the purpose of settling such differences it has been agreed between the said Municipal Corporation and the said companies that the assessment upon which the annual taxes shall be levied shall be fixed for the year 1914 and the following fourteen years at \$1,000,000 for all property belonging to the Tunnel Company, and at \$450,000 for all property belonging to the railroad companies, and at the expiration of that time, in default of any fresh agreement in reference thereto, the said companies and the said Municipal Corporation shall have and be in the same legal status as they are now, without their legal rights being affected by this agreement;

Now, therefore, in consideration of the premises and the matters hereinafter contained, the parties hereto, by their respective counsel, mutually agree as follows:—

1. That the annual assessment of the tunnel shall be fixed at the sum of \$1,000,000 for a period of fifteen years from and after the first day of January, A.D. 1914, and the said Tunnel Company, its lessees, successors or assigns shall annually pay to the Municipal Corporation taxes upon such fixed assessment at the annual rate

as duly levied, fixed or struck from year to year, and the assessment roll for the said Municipal Corporation for the year 1914 shall be amended so as to give effect to this provision of the agreement.

2. That the annual assessment of all real and personal property of the said railroad companies which may be liable to assessment within the corporate limits shall be fixed at the sum of \$450,000 for a period of fifteen years from and after the first day of January, A.D. 1914, and the said railroad companies, their successors or assigns shall annually pay to the Municipal Corporation taxes upon such fixed assessment at the annual rate as duly levied, fixed or struck from year to year, and the assessment roll for the said Municipal Corporation for the year 1914 shall be amended so as to give effect to this provision of this agreement; this provision, however, is not to include any lands which may be hereafter acquired by the railroad companies, or any buildings hereafter erected, not being renewals, substitutions, extensions or repairs of existing buildings or other railway works necessary or incident to the purposes of the railway.

3. That all parties hereto agree to join in an application to the Legislature of the Province of Ontario at its next session for the passing of an Act confirming and validating this agreement, so as to make it effective for the purposes for which it is intended.

4. That inasmuch as the northerly limits of the said Municipal Corporation extend only to the channel bank of the Detroit River, and the intention of the parties hereto is to settle for the period named the whole assessment of the said tunnel situate within the Canadian boundary, all parties hereto agree that in the application provided for in the preceding paragraph shall be included a request for the extension of the northerly limits of the said Municipal Corporation to the boundary of the Province of Ontario in the Detroit River, and in case of failure to obtain such extension then the said companies shall have the privilege if they so elect of withdrawing from this agreement and declaring the same void and of no effect.

5. That if any change be made in the laws of the Province of Ontario during the said period of fifteen years whereby the Tunnel Company, its lessees and assigns shall be obligated to pay in any year an amount for taxes in excess of the yearly amounts as ascertained by the fixed assessment upon the tunnel which is in lieu of all taxes, rates and assessments which can or may be charged upon the tunnel or upon the Tunnel Company, its lessees and assigns by any lawful authority, whether provincial, municipal or otherwise, during the said fifteen years, then the Tunnel Company shall have the right to terminate this agreement at any time, and after notice of termination shall have been given to the Municipal Corporation this agreement shall be of no effect, and shall thenceforth cease to be binding upon the several parties hereto.

6. That the word "tunnel" as herein used and for the purposes of this agreement shall include all approaches, and all lands, undertakings and works of whatever description in respect of which the Tunnel Company is or may be liable for assessment by the said Municipal Corporation.

It is further agreed that upon confirmation by the Legislature of this agreement all pending litigation between the parties hereto be dropped, each party paying its own costs.

In witness whereof the parties hereto have hereunto subscribed by their respective counsel.

(Signed) J. H. ROBB,

*Counsel for the said Municipal Corporation.*

(Signed) WALTER B. KINGSMILL,

*Counsel for the said Tunnel Company and the Railroad Companies.*

CHAPTER

## CHAPTER 113.

## An Act respecting the Township of York.

*Assented to 1st May, 1914.*

**W**HEREAS the Municipal Corporation of the Township Preamble.  
of York has by petition prayed for special legis-  
lation for the purposes hereinafter set out; and whereas it  
is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the consent of the  
Legislative Assembly of the Province of Ontario, enacts as  
follows:—

**1.**—(1) Subject to subsection 2, By-law No. 4006 By-law 4006 confirmed.  
of the Municipal Corporation of the Township of York  
passed on the 26th day of January, 1914, entitled “A by-  
law providing for fixed assessment of the lands and premises  
hereinafter described for a period of twenty years, a copy of  
which by-law is set out in Schedule “A” hereto, is hereby  
confirmed and declared legal, valid and binding according  
to the true meaning and intent thereof.

(2) Notwithstanding anything contained in the said by-  
law such lands and premises shall be liable to assessment  
and taxation for school purposes and local improvements to  
the same extent as they would have been if the said by-law  
had not been passed.

**2.**—(1) Where a work is undertaken by said Municipal Power to charge back sewer or water main rents payable to city  
Corporation of the Township of York for the construction,  
enlarging or extension of a sewer or water main and it is  
necessary, in order to obtain an outlet for said sewer or to  
supply water for said water main, to extend them or either  
of them into the Municipality of the City of Toronto, the  
annual rent per foot frontage or any other sum charged to  
the said Municipal Corporation of the Township of York by  
the said Municipality of the City of Toronto for connection  
with its sewer pipe, or water system, shall, in addition to  
the annual rents charged for the cost of such construction,  
enlarging, or extension, be levied annually as well after as  
before

before the termination of the time for which debentures are issued or as long as such rents or sum is charged against the lands abutting on the work.

Rates to  
form lien  
on land.

(2) Every rate imposed and levied under the provisions of subsection 1, upon the default of the owners of real estate under the provision of any valid by-law of the council of the corporation, shall form a lien and charge upon the real estate upon or in respect of which the same have been assessed and rated or charged and shall be collected in the same manner and with like remedies as ordinary taxes upon real estate are collectible under the provisions of *The Assessment Act*.

Rev. Stat.  
c. 195.

3. The council of the said corporation shall have the same power as is conferred on a city or town by subsection 2 of section 99 of *The Assessment Act*.

Rev. Stat.  
c. 195.

## SCHEDULE "A."

### BY-LAW No. 4006.

A by-law providing for a fixed assessment of the lands and premises hereinafter described for a period of twenty years.

Whereas Canadian Kodak Company, Limited, have by their petition represented that the said company are now seized of the lands and premises hereinafter described on which they contemplate erecting buildings and installing therein the necessary plant and machinery for the purposes of their business, to be carried on thereon under the name of Canadian Kodak Company, Limited.

And whereas the said company by their petition requested that a by-law be passed providing that the annual assessment of the said lands and premises be fixed for a period of twenty (20) years, to be computed from the 1st day of January, 1915.

And whereas it appears expedient to accede to the said request and to fix the assessment of the lands, building, plant and machinery for a period of twenty (20) years as follows:—

For the first five-year period, commencing with January 1st, 1915, at .....	\$100,000 00
For the second five-year period, commencing with January 1st, 1920, at .....	125,000 00
For the remaining ten years, commencing with January 1st, 1925, at .....	150,000 00

Now, therefore, be it enacted and it is hereby enacted by the Municipal Council of the Corporation of the Township of York:

1. That all and singular those certain parcels or tracts of land and premises owned by Canadian Kodak Company, Limited, situate, lying and being in the Township of York, in the County of York, and Province of Ontario, containing by admeasurement about twenty-five (25) acres more or less, and being composed of part of Blocks A and B, as shown on a plan filed in the Registry Office for the County of York as number 285, and containing by admeasurement  
twenty-five

twenty-five and sixty-two one-hundredths acres (25 62/100 acres) and which said parcel is more particularly described as follows:

Commencing at a point in the Northerly limit of Eglinton Avenue, where it is intersected by the North-Easterly limit of the right-of-way of the Canadian Pacific Railway; thence North 74 degrees East along the Northerly limit of Eglinton Avenue, eight hundred and twenty-five feet (825') to a stake; thence North 16 degrees West, eight hundred and ninety-one feet six inches (891' 6") to a stake; thence North 73 degrees 55 minutes East, parallel to and at a distance of twenty-five feet (25' 0") from the fence for the Northerly limit of said Block B, Plan 285, ten hundred and eighty-seven feet (1087') to a stake ten feet East of the East bank of the Black Creek; thence North 16 degrees West twenty-five feet (25') to a stake at the fence for the Northerly limit of the said Block B; thence South 73 degrees 55 minutes West along said fence, two thousand six hundred and forty-one feet six inches (2,641' 6") to a stake the said North-Easterly limit of said right-of-way of the Canadian Pacific Railway; thence South 54 degrees 35 minutes East, along the said North-Easterly limit of said right-of-way of Canadian Pacific Railway, eleven hundred and sixty-five feet six inches (1,165' 6") to the place of beginning, together with all buildings, stock-in-trade, plant, machinery, fixtures or materials now or hereafter thereon or therein and all other personal and other assessable property of Canadian Kodak Company, Limited, for a period of twenty (20) years, to be computed from the 1st day of January, A.D. 1915, shall be annually assessed for all purposes en bloc, as follows:

For the first five years, commencing with the 1st January, 1915, at the sum of .....	\$100,000 00
And no more.	
For the second five years, commencing with the 1st January, 1920, at the sum of .....	125,000 00
And no more.	
And for the remaining ten years, commencing with the 1st January, 1925, at the sum of .....	150,000 00
And no more.	

Which said sums are to be a fixed assessment and the said lands and premises and property shall be for such time exempt from any special assessments for any improvement or work of that class of improvements or works where the costs thereof or any part thereof is or would otherwise be charged against the lands specially benefited thereby, except in respect of local improvement rates, along Eglinton Avenue in front of the said property.

2. In case any part or parts of the said lands shall be used for the purpose of dwelling houses or for any purpose not connected with the business of the Company such part or parts when and so long as used for such purpose shall be assessable as if this By-law had not been passed, and, in the event of the destruction of the said buildings or property, or any part thereof, so that the value of the same, with the said lands and other property, shall not be equal to the said sum of one hundred thousand dollars (\$100,000) during the first five years, One Hundred and Twenty-five Thousand Dollars (\$125,000) during the second five years, or One Hundred and Fifty Thousand Dollars (\$150,000) during the last ten-year period, the assessment shall be made while such value is under the amount of the fixed assessment hereby provided for as if this By-law had not been passed.

3. Provided that the business assessment of the said company shall be based upon the fixed assessment as above set out for the term herein mentioned.

4. The assessors and other officers making such assessment are hereby authorized and required to so make their assessments and returns as to conform with the provisions of this By-law.

5. Application shall be made by the said Municipal Corporation or the said Company to the Legislature of the Province of Ontario to confirm this By-law and to carry the provisions thereof into effect, and, if such application be made by the Company, the Municipal Corporation will give its consent thereto.

6. This By-law is passed subject to confirmation by the Legislature of the Province of Ontario.

Passed the 26th day of January 1914.

[Seal].

GEO. SYME, JR.  
*Reeve.*

W. A. CLARKE,  
*Clerk.*

## CHAPTER 114.

An Act respecting The Dunnville, Wellandport  
and Beamsville Electric Railway Company*Assented to 20th April, 1914.*

**W**HEREAS The Dunnville, Wellandport and Beamsville <sup>Preamble.</sup> Electric Railway Company has by petition represented that the said company was incorporated under the name of "The Dunnville, Wellandport and Beamsville Electric Railway Company" by an Act passed in the sixth year of the reign of His late Majesty King Edward VII, chaptered 107, as amended by an Act passed in the eighth year of His late Majesty's reign, chaptered 123, and as further amended by an Act passed in the ninth year of His late Majesty's reign, chaptered 133, and as further amended by an Act passed in the tenth year of His late Majesty's reign, chaptered 140, and as further amended by an Act passed in the first year of the reign of His Majesty King George V, chaptered 123, for the purpose of constructing and operating an electric railway as set forth in the said Acts, and that by an Act passed in the second year of the reign of His Majesty King George V, Chaptered 133, the time for the completion of the said road was extended; and whereas the said company has by its petition prayed that the time for the completion of the said railway be further extended for the term of two years; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The railway authorized by the said Acts shall be com-<sup>Time for completion.</sup>pleted within two years after the passing of this Act, and if the railway is not completed and put into operation within two years from the passing of this Act, then the powers granted to the company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

## CHAPTER 115.

An Act respecting The Forest Hill Electric  
Railway Company*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS The Forest Hill Electric Railway Company has by Petition represented that the said Company was incorporated under the name of "The Forest Hill Electric Railway Company" by an Act passed in the third and fourth years of the reign of His Majesty King George V, Chaptered 131, for the purpose of constructing and operating an electric railway as set forth in the said Act; and whereas the said Company has by its Petition prayed that the said Act be amended by extending the time for the commencement of the construction of the said railway, and by increasing its bonding powers; and whereas it is expedient to grant the prayer of the said Petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

3-4 Geo. V.  
c. 131, s. 7,  
amended.

**1.** Section 7 of the said Act is amended by striking out the figures "\$30,000" where they occur in the second line of the said section, and by substituting therefor the figures "\$40,000."

3-4 Geo. V.  
c. 131, s. 8,  
amended.

**2.** Section 8 of the said Act is amended by striking out from the third and fourth lines thereof, the words "within one year after the passing of this Act," and by substituting therefor the words "on or before the 15th day of December, A.D. 1914."

## CHAPTER 116.

An Act respecting The Gananoque and Arnprior  
Railway Company*Assented to 20th April, 1914.***W**HEREAS The Gananoque and Arnprior Railway Preamble.

Company has by its Petition represented that it was incorporated by an Act passed in the 3rd and 4th years of 3 & 4 Geo. V, c. 132, s. 2. the reign of His Majesty King George V, chaptered 132, and has prayed for an Act authorizing it to construct a branch railway from some point on the main line between Gananoque and Arnprior in the Township of Rear of Leeds and Lansdowne, in the County of Leeds, and thence through the Townships of Rear of Leeds and Lansdowne, Bastard, Kitley and Elmsley, in the said County of Leeds, the Township of Wolford, in the County of Grenville, the Township of Montague, in the County of Lanark, and the Townships of Marlborough, North Gower and Nepean, in the County of Carleton, to the City of Ottawa in the said County of Carleton; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Gananoque and Arnprior Railway Company is au-Extension of railway authorized.thorized and empowered to survey, lay out, construct, complete, equip and maintain a branch railway from some point on the main line between Gananoque and Arnprior in the Township of Rear of Leeds and Lansdowne, in the County of Leeds and thence through the Townships of Rear of Leeds and Lansdowne, Bastard, Kitley and Elmsley in the said County of Leeds, the Township of Wolford in the County of Grenville, the Township of Montague, in the County of Lanark, and the Townships of Marlborough, North Gower and Nepean, in the County of Carleton, to the City of Ottawa in the said County of Carleton.

## CHAPTER 117.

## An Act respecting The Guelph Radial Railway Company

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS The Guelph Railway Company was incorporated by an Act passed by the Legislature of the Province of Ontario in the 58th year of the reign of Her late Majesty Queen Victoria, chaptered 98, as amended by an Act passed in the 1st year of the reign of His late Majesty King Edward VII, chaptered 79, and as further amended by an Act passed in the 3rd year of His late Majesty's reign, chaptered 95, whereby the name of the company was changed and the corporate name of the company declared to be "The Guelph Radial Railway Company," and certain further powers were conferred upon the company; and whereas by an Act passed in the 5th year of His late Majesty's reign, chaptered 91, the said Act was further amended, and it was among other things provided in such last mentioned Act that the time for the commencement and completion of the branches of the railways authorized by the said Acts relating to the company, passed in the 1st and 3rd years of His late Majesty's reign, be extended for a period of three and five years, respectively; and whereas by an Act passed in the 8th year of His late Majesty's reign, chaptered 125, the time for the commencement and completion of the said branches of the railway authorized by the said Act was extended for a further period of three and five years, respectively; and further by an Act passed in the 1st year of the reign of His present Majesty, chaptered 124, the time for the commencement and completion of the said branches of the railway authorized by the said Acts was extended for a further period of three years and five years, respectively; and whereas the said company entered into an agreement with The People's Railway Company, as set forth in the said last mentioned Act in connection with the proposed construction and operation by The People's Railway Company of branches thereof referred to in said agreement as the

Guelph-Berlin

Guelph-Berlin, the Guelph-Arthur and the Guelph-Puslinch Lake Branch, which last mentioned branches have not nor has any of them been constructed by The People's Railway Company; and whereas The Guelph Radial Railway Company has by its petition prayed that an Act may be passed further extending the time for the commencement and completion of the construction of the several branch lines of its railway heretofore authorized to be constructed by the said Acts passed in the 1st and 3rd years of His late Majesty's reign; and whereas The Guelph Radial Railway Company has by its petition further represented that it is expedient for the purpose of increasing the traffic and business of the railway, and for the advantage and convenience of the public, that authority be granted to the said The Guelph Radial Railway Company to construct a short branch or branches not exceeding one-half mile in length in connection with any of the present branches of the said railway now in operation in the Township of Guelph; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Notwithstanding anything to the contrary contained in section 2 of the Act passed in the 5th year of His late Majesty's reign, chaptered 91, or in section 1 of the Act passed in the 8th year of His late Majesty's reign, chaptered 125, or of section 1 of the Act passed in the 1st year of His present Majesty's reign, chaptered 124, the branches of The Guelph Radial Railway authorized by the Act passed in the 1st year of His late Majesty's reign, chaptered 79, and by the Act passed in the 3rd year of His late Majesty's reign, chaptered 95, shall be commenced within three years, and completed within five years after the passing of this Act; and if the construction of the said branches of the railway authorized by the said Acts is not commenced within three years after the passing of this Act, or if the said branches of the railway authorized by the said last mentioned Acts are not completed and put in operation within five years from the passing of this Act, then the powers with respect to the said branches of the railway granted to the company by the said Acts passed in the 1st year of His late Majesty's reign, chaptered 79, and in the 3rd year of His late Majesty's reign, chaptered 95, and by this Act, shall cease and be null and void as respects so much of the said branches of the railway as then remain uncompleted.

2. The said company may construct and operate one or more short branches of its railway not exceeding one-half mile <sup>to construct certain branches.</sup>

mile each in length in connection with its present railway (including any branch thereof) now in operation in the Township of Guelph.

Rev. Stat.  
c. 186, and  
Rev. Stat.  
c. 197, to  
apply where  
applicable.

**3.** Section 93 of *The Ontario Railway Act*, and the provisions of *The Municipal Franchises Act* shall apply, so far as applicable, to the branches hereby authorized.

## CHAPTER 118.

## An Act to Incorporate The London, Grand Bend &amp; Stratford Railway Company

*Assented to 20th April, 1914.*

**W**HEREAS W. R. Willard, Student, George Howard Preamble. Gray, Barrister, James Joseph Gray, Barrister, Clifford Tabor McAllister, and May Irene Brown, all of the City of Toronto, have by their petition prayed for an Act of incorporation under the name of "The London, Grand Bend & Stratford Railway Company" for the purpose of constructing a railway to be operated by electricity or any other motive power except steam from a point in or near the City of London to some point on or near the south shore of Lake Huron, and at or near the boundary between the counties of Lambton and Huron, passing through the townships of London, Lobo, East Williams, West Williams and McGillivray or any of them in the county of Middlesex, and through the township of Stephen in the County of Huron to said point on or near the south shore of Lake Huron, and in its course through said townships passing through or touching at the town of Parkhill and at any or all of the various towns and villages lying in its route; and from said point on or near the south shore of Lake Huron to a point in or near the City of Stratford, passing through the townships of Stephen and Usborne in the County of Huron, the townships of Hibbert, Fullarton, Biddulph, Blanshard and Downie or any of them in the County of Perth, to a point in or near the City of Stratford, passing through or touching at any or all of the various towns and villages lying in its route, and from said point in or near the City of Stratford to the point aforesaid in or near the City of London, passing through the townships of Downie and Blanshard in the County of Perth and the townships of West Nissouri and London in the County of Middlesex to said point at or near the City of London, passing through or touching at any or all of the towns or villages lying in its route, with power to generate electricity and to dispose of the surplus electricity for lighting and power pur-

Rev. Stat.,  
c. 39.

poses to municipalities, corporations and persons along said railway subject to the provisions of *The Power Commission Act*, and with power to bond for \$35,000 per mile of single track, and to be permitted to construct and operate hotels and sanitariums; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Incor-  
poration.

**1.** The said W. R. Willard, George Howard Gray, James Joseph Gray, and such other persons and corporations as shall hereafter become shareholders of the said Company are hereby constituted a body corporate and politic under the name of "The London, Grand Bend & Stratford Railway Company," hereinafter called "the Company."

Location  
of line.

**2.** The Company is authorized and empowered to survey, lay out, construct, complete, equip and maintain a railway to be operated by electricity or other motive power except steam, from a point in or near the City of London to some point on or near the south shore of Lake Huron and at or near the boundary between the counties of Lambton and Huron, passing through the townships of London, Lobo, East Williams, West Williams, and McGillivray, or any of them in the County of Middlesex and through the township of Stephen in the County of Huron and in its course through said townships passing through or touching at the town of Parkhill and at any or all of the various towns and villages lying in its route; and from said point on or near the south shore of Lake Huron to a point in or near the City of Stratford, passing through the townships of Stephen and Usborne in the County of Huron, the townships of Hibbert, Fullarton, Biddulph, Blanshard and Downie, or any of them, in the County of Perth, to a point in or near the City of Stratford, passing through or touching at any or all of the various towns and villages lying in its route, and from said point in or near the City of Stratford to the point aforesaid in or near the City of London, passing through the townships of Downey and Blanshard in the County of Perth and the townships of West Nissouri and London in the County of Middlesex to said point at or near the City of London, passing through or touching at any or all of the towns and villages lying in its route.

Provisional  
directors.

**3.** The said W. R. Willard, George Howard Gray, and James Joseph Gray shall be the Provisional Directors of the Company.

4. The capital stock of the Company shall be \$2,000,000. <sup>Capital stock.</sup>

5. The Company may issue bonds, debentures or other <sup>Bonding</sup> securities to the extent of \$35,000 per mile of single track <sup>powers.</sup> of the railway constructed or under contract to be constructed.

6. The Board of Directors shall consist of not less than five <sup>Number of</sup> nor more than nine persons. <sup>directors.</sup>

7. The Head Office of the Company shall be at the City <sup>Head</sup> of Stratford, in the County of Perth. <sup>office.</sup>

8.—(1) The Company may enter into contracts for the <sup>Disposal</sup> purpose of disposing of surplus electricity for lighting and <sup>of surplus</sup> power purposes to municipalities, corporations and persons <sup>electricity.</sup> along said railway, subject to the provisions of *The Power* <sup>Rev. Stat.</sup> *Commission Act.* <sup>c. 39.</sup>

(2) The Company shall not supply electricity in any <sup>By-law of</sup> municipality except under a by-law passed by the council of <sup>council and</sup> the municipality, or under an agreement entered into with <sup>approval of</sup> the municipal corporation, and no such by-law or agreement <sup>Commission.</sup> shall take effect or be binding upon the municipality until the same has been approved by "The Hydro-Electric Power Commission of Ontario."

(3) The rates chargeable by the Company for supplying <sup>Supervisor</sup> electricity shall at all times be subject to the supervision of <sup>of rates.</sup> the Hydro-Electric Power Commission of Ontario, and upon the complaint in writing of any municipal corporation, company or person that the Company is charging rates which are excessive or unfair, or is unjustly discriminating against or in favour of any municipal corporation, company or person, the Chairman of the Commission may appoint a time and place at which the said Commission, or some member thereof, will hear and determine the matter in dispute.

(4) Such notice of such appointment as the Chairman may <sup>Hearing</sup> direct shall be given by the Secretary of the said Commis- <sup>disputes</sup> sion to all parties concerned. At the time and place ap- <sup>as to rates</sup> pointed the said Commission, or, with the consent of all <sup>charged.</sup> parties, any member of the said Commission shall hear and determine the matter in dispute, and shall make an order dismissing or allowing the complaint and directing what rates shall be charged by the Company, and directing the amendment of any by-law or agreement accordingly.

(5) The said Commission, or the member thereof con- <sup>Power of</sup> ducting the hearing, shall have the powers authorized to be <sup>Commission.</sup>

conferred

Rev. Stat.,  
c. 18.

conferred upon a commissioner appointed under *The Public Inquiries Act*.

Penalties.

(6) If the Company neglects or refuses to obey or carry out the order or direction of the said Commission, or the member thereof conducting such case, it shall forfeit to His Majesty for the uses of the Province the sum of \$100 for every day during which such refusal or neglect shall continue.

Separate  
accounts  
as to  
electrical  
power.

(7) The Company shall keep entirely separate and distinct all accounts, contracts, statements and records thereof relating to the construction, development and transmission of the said power, and such accounts shall not in any way become involved or mixed with the accounts for the construction, maintenance or operation of the said railway.

Hotels,  
sanitariums,  
etc.

9. The Company may purchase for and may erect, maintain, control and acquire hotels and sanitariums in connection with the said railway at any point along its routes or on the lands of its branches or extensions aforesaid.

Application  
of  
Rev. Stat.,  
c. 186.

10. The provisions of *The Ontario Railway Act*, applicable to railways operated by electricity, except where inconsistent with the provisions of this Act, shall apply to the Company and the railway to be constructed by it.

## CHAPTER 119.

## An Act respecting The Marmora Railway and Mining Company

*Assented to 20th April, 1914.***W**HEREAS The Ontario, Belmont and Northern Preamble.

Railway Company was incorporated by an Act passed in the 54th year of the reign of Her late Majesty Queen Victoria, chaptered 90, as amended by an Act passed in the 59th year of the reign of Her late Majesty Queen Victoria, chaptered 106, and as further amended by an Act passed in the 63rd year of the reign of Her late Majesty Queen Victoria, chaptered 118; and whereas the name of the said company was changed to The Marmora Railway and Mining Company by the said Act passed in the 63rd year of the reign of Her late Majesty Queen Victoria, chaptered 118; and whereas The Marmora Railway and Mining Company has by its petition prayed that an Act may be passed authorizing it to amalgamate with The Ontario and Ottawa Railway Company and The Canadian Northern Ontario Railway Company or either of them; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Company is authorized and empowered, subject to the provisions of *The Ontario Railway Act*, to make the necessary arrangements and to contract and agree with The Ontario and Ottawa Railway Company and The Canadian Northern Ontario Railway Company, or either of them, if lawfully authorized to enter into such arrangements, for the amalgamation of the companies; but nothing herein contained shall be construed as purporting or intending to confer rights or powers upon any company which is not within the legislative authority of the Province of Ontario.

Power to amalgamate with certain railways.

2. No agreement entered into under the provisions of this Act shall prejudice or affect the right of creditors or persons having claims against or contracts with the said company.

Rights of creditors protected.

3. *The Ontario Railway Act* shall apply to the company and to the railway to be constructed by it.

Application of Rev. Stat. c. 185.

## CHAPTER 120.

## An Act respecting The Morrisburg and Ottawa Electric Railway Company

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS The Morrisburg Electric Railway Company was incorporated by an Act passed in the 8th year of His late Majesty's reign, chaptered 130, as amended by an Act passed in the 9th year of His late Majesty's reign, chaptered 136, and as further amended by an Act passed in the 10th year of His late Majesty's reign, chaptered 145, and as further amended by an Act passed in the 2nd year of the reign of His Majesty King George the Fifth, chaptered 142, for the purpose of constructing and operating an electric railway between the points set out in the said Acts, and whereas by the said Act passed in the 10th year of His late Majesty's reign the name of the said Company was changed to The Morrisburg and Ottawa Electric Railway Company; and whereas the said Company has, by its petition, prayed that the time for the completion of its undertaking be extended, and that it be permitted to increase its bonding powers from the sum of \$20,000 per mile to the sum of \$30,000 per mile; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Time for  
completion  
of railway  
extended.

1. Notwithstanding anything contained in *The Ontario Railway Act*, the railway, authorized by the said Act passed in the eighth year of His late Majesty's reign, chaptered 130, as amended by an Act passed in the ninth year of His late Majesty's reign, chaptered 136, and as further amended by an Act passed in the tenth year of His late Majesty's reign, chaptered 145, and as further amended by an Act passed in the second year of the reign of His Majesty, King George the Fifth, chaptered 142, and by this Act, shall be completed within five years after the passing of this Act; and if fifteen per cent. of the amount of the capital stock

stock, in which fifteen per cent. is included the amount already expended, is not expended thereon within two years after the passing of this Act, and if the railway is not completed and put in operation within five years from the passing of this Act, then the powers granted to the Company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

2. Section 4 of the said Act passed in the tenth year of His late Majesty's reign, chaptered 145, is amended by striking out the figures \$20,000 in the second line thereof and substituting therefor the figures \$30,000. <sup>Borrowing powers increased.</sup>

## CHAPTER 121.

## An Act respecting The Niagara Falls, Welland and Dunnville Electric Railway Company

*Assented to 1st May, 1914.*

Preamble.

**W**HEREAS The Niagara Falls, Welland and Dunnville Electric Railway Company was incorporated by an Act passed in the tenth year of the reign of His late Majesty, King Edward the Seventh, chaptered 146, and was by said Act authorized to construct and operate an electric railway as therein set forth; and whereas by an Act passed in the second year of the reign of His Majesty King George the Fifth, chaptered 144, the time for commencement and completion of the undertaking of the company was extended as therein set forth; and whereas the company has by its petition prayed that an Act may be passed further extending the time for the commencement and completion of its undertaking; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

2 Geo. V.  
c. 144, s. 4,  
repealed.

1. Section 4 of the said Act passed in the second year of the reign of His Majesty King George V, chaptered 144, is repealed.

Time for  
commence-  
ment and  
completion.

2. The railway authorized by the said Act, passed in the tenth year of the reign of His late Majesty King Edward VII, chaptered 146, and by this Act shall be commenced within two years and completed within five years after the 1st day of March, 1914, and if the construction of the railway is not commenced and fifteen per cent. of the amount of the capital stock is not expended thereon within two years after the 1st day of March, 1914, or if the railway is not completed and put in operation within five years from the 1st day of March, 1914, then the powers granted to the company by the said Act and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

CHAPTER

## CHAPTER 122.

An Act respecting The Ontario West Shore  
Railway Company*Assented to 1st May, 1914.*

**W**HEREAS by an Act passed in the second year of the Preamble. reign of His late Majesty, King Edward VII, chaptered 78, The Huron, Bruce and Grey Electric Railway Company was incorporated for the purpose of constructing and operating an electric railway from the Town of Goderich along the route set forth in the said Act; and whereas the name of the said railway company was by an Act passed in the third year of the reign of His said late Majesty, chaptered 98, changed to The Ontario West Shore Electric Railway Company, and again by an Act passed in the ninth year of the reign of His said late Majesty, chaptered 139, to The Ontario West Shore Railway Company; and whereas the time limited for the completion of the construction of the said railway as originally provided for by the said first mentioned Act was by an Act passed in the sixth year of the reign of His said late Majesty, chaptered 113, extended to the fourteenth day of May, 1910, and the original Act of incorporation was also thereby revived; and whereas by an Act passed in the eighth year of the reign of His said late Majesty, chaptered 135, the time for the completion of the said railway was further extended to the fourteenth day of April, 1912; and whereas it appears from the petition of the Corporation of the Town of Goderich that the said Corporation together with the Corporations of the Township of Ashfield, the Town of Kincardine and the Township of Huron have guaranteed to the holders thereof the due payment of the bonds of the said The Ontario West Shore Railway Company to the extent of \$400,000 together with interest thereon at the rate of five per cent. per annum payable half-yearly; and whereas it further appears that the said railway company has made default in the completion of the said railway and in the operation of the same, and also in the payment of the interest upon the said bonds so guaranteed

as aforesaid; and whereas the said municipal corporations have since and including the year 1912, paid to the holders thereof, the interest upon the said bonds at the rate aforesaid; and whereas by an Act passed in the third year of the reign of His Majesty King George V, chaptered 135, the franchise and all the property, rights and privileges of the said railway company were vested in Thomas Stothers, in trust for the corporations of the said guaranteeing municipalities, but subject to the rights of creditors and the bond holders and the trustees for the bond holders of the said railway company; and whereas the said Corporation of the Town of Goderich has by its petition prayed on its own behalf, and on behalf of the other municipalities which have guaranteed the said bonds as aforesaid, that the time for the completion of the said railway be extended for four years from the passing of this Act; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Time for  
completion  
extended.

**1.** Notwithstanding anything contained in *The Ontario Railway Act*, or in the said Act passed in the eighth year of the reign of His late Majesty King Edward VII, chaptered 135, the time for the completion of the railway authorized by the said Act of incorporation and amending Acts, and by this Act is extended to four years from the passing of this Act, and if the said railway is not completed and put in operation within said period of four years from the passing of this Act, then the powers granted to the company by the said Acts and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Application  
of Rev.  
Stat., c. 185.

**2.** Notwithstanding anything contained in the said Act of incorporation, and the said amending Acts, the provisions of *The Ontario Railway Act* applicable to railways to be operated by electricity shall apply to the said company and the railway to be constructed by it.

3-4 Geo. V.,  
c. 135, not  
affected.

**3.** Nothing herein contained shall alter, amend or repeal the Act passed in the third year of the reign of His Majesty King George V, chaptered 135, but the said Act shall remain in full force and effect as if this Act had not been passed.

Agree-  
ments by  
trustee for  
sale, etc., of  
railway.

**4.** The trustee appointed under the Act mentioned in the preceding section shall have full power and authority

to

to enter into an agreement or agreements with any person or persons or corporation, commission or other public body for the sale of the said railway or for the completion and operation of the same and for that purpose shall have all the powers and authority which the said company would have had if proceeding under the authority possessed by it under its Act of incorporation and amending Acts and *The Ontario Railway Act*.

5. The powers conferred by section 4 shall not be exercised without the consent and approval of the municipal councils of the Towns of Goderich and Kincardine and of the Townships of Huron and Ashfield, and every such agreement shall be subject to the approval of the Ontario Railway and Municipal Board.

6. The Ontario Railway and Municipal Board shall make such order or give such directions for the protection of the rights and interests of all persons interested in the railway as bondholders, creditors, shareholders or otherwise as the Board shall deem necessary, and compliance with such order or directions shall be a condition of the approval of the Board.

Approval of  
certain  
municipal-  
ties and  
Municipal  
Board.

Rights of  
bond hold-  
ers, etc.,  
protected.

## CHAPTER 123.

An Act respecting The Ottawa, Rideau Lakes  
and Kingston Railway Company*Assented to 20th April, 1914.*

## Preamble

**W**HEREAS The Ottawa, Rideau Lakes and Kingston Railway Company has by its petition represented that it was incorporated by an Act passed in the first year of the reign of His Majesty King George V, Chaptered 127, under the name of The Ottawa, Smith's Falls and Kingston Railway Company; that by an Act passed in the second year of His said Majesty's reign, Chaptered 146, the name of the Company was changed to "The Ottawa, Rideau Lakes and Kingston Railway Company," and it was authorized to construct certain extensions of its railway; that a considerable amount of money has been expended in connection with the railway for expenses of engineers in locating and laying out the proposed route of the railway, although the active work of construction has not been commenced owing to the inability of the Company to dispose of its bonds to advantage on account of the financial stringency; that it has been found that the construction of the railway will be more than ordinarily expensive owing to the number of bridges which will be required on that part of the line from Ottawa to Smith's Falls and because of the rough and rocky conformation of the country along the proposed route from Smith's Falls to Kingston; and whereas for the reasons above set out it has been represented that the time for the commencement and completion of the railway should be extended and that its bonding powers should be increased; and whereas it is desirable that power should be granted to construct a branch of its railway as hereinafter set out; and whereas the Company has by its petition prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.**—(1) The railway authorized by the Act passed in the first year of the reign of His Majesty King George V, Chaptered 127, and the Act passed in the second year of the reign of His Majesty King George V, Chaptered 146, and by this Act shall be commenced within three years and completed within five years after the passing of this Act; and if the construction of the said railway is not commenced and fifteen per cent. of the amount of the capital stock is not expended thereon within three years after the passing of this Act, or if the said railway is not completed and put in operation within five years from the passing of this Act, then the powers granted to the Company by the said Acts and by this Act shall cease and be null and void, as respects so much of the railway as shall then remain uncompleted.

Time for  
commence-  
ment and  
completion  
of railway.

(2) Section 3 of the Act passed in the second year of His said Majesty's reign, Chaptered 146, is repealed.

<sup>2</sup> Geo. V. c.  
146, s. 3,  
repealed.

**2.** Section 7 of the Act passed in the first year of His Majesty's reign, Chaptered 127, is repealed and the following substituted therefor:—

<sup>1</sup> Geo. V. c.  
127, s. 7,  
repealed.

7. The Company may issue bonds, debentures or other securities to the extent of \$40,000 per mile of railway, constructed or under contract to be constructed.

Bonds and  
debentures.

**3.** The Company may survey, lay out, construct, equip, maintain and operate a branch of its railway from a point at or near Lombardy Station on the main line of its railway in the Township of South Elmsley, in the County of Leeds, thence by Rideau Ferry, passing through the Township of North Elmsley, in the County of Lanark, to the Town of Perth, in the said County of Lanark, thence in a northerly direction passing through the Townships of Drummond and Lanark to the Village of Lanark, in the said County of Lanark.

Certain  
extensions  
authorized.

## CHAPTER 124.

## An Act respecting The Peterborough Radial Railway Company

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS The Peterborough Radial Railway Company has by petition represented that it was incorporated by an Act passed in the second year of the reign of His late Majesty King Edward VII, Chaptered 91, as amended by Acts passed in the sixth year of His late Majesty's reign, Chaptered 116, and in the ninth year of His late Majesty's reign, Chaptered 142; that by the said Act passed in the second year of His late Majesty's reign Chaptered 91, the company was empowered to issue bonds, debentures or other securities to the extent of \$20,000 per mile for each and every mile of single track of the said railway and extensions and branches thereof; that it is desirable that the company should be authorized to issue bonds or debentures to the extent of \$35,000 per mile, and has prayed that the said Act passed in the second year of His late Majesty's reign, Chaptered 91, be amended so as to increase the company's borrowing powers to the extent of \$35,000 per mile of single track; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

2 Edw. VII.,  
c. 91, s. 16,  
amended.

1. Section 16 of the Act passed in the second year of the reign of His late Majesty King Edward VII, Chaptered 91, is amended by striking out the figures "\$20,000" in the eighth line and inserting in lieu thereof the figures "\$35,000."

## CHAPTER 125.

An Act respecting The Sudbury-Copper Cliff Suburban Electric Railway Company, and to confirm By-law No. 343 of the Town of Sudbury

*Assented to 20th April, 1914.*

**W**HEREAS The Sudbury-Copper Cliff Suburban Electric Railway Company was incorporated by an Act passed in the second year of the reign of His Majesty King George V, Chaptered 149, and was by said Act authorized to construct a railway as therein described; and whereas the Municipal Council of the Town of Sudbury on the 25th day of August, A.D. 1913, finally passed By-law Number 343 of the Municipal Corporation of the Town of Sudbury, intituled "A By-law authorizing the entering into of an agreement with The Sudbury-Copper Cliff Suburban Electric Railway Company," which By-law with the proposed agreement as a schedule thereto is set out as Schedule "1" hereto; and whereas prior to such final passing, namely, on the 4th day of August, A.D. 1913, the said By-law was submitted to the vote of the electors of the said Municipal Corporation properly qualified to vote thereon pursuant to the provisions of *The Municipal Act, 1913*, when 183 votes were cast in favour of the By-law and only 1 vote against it; and whereas the said The Sudbury-Copper Cliff Suburban Electric Railway Company has by its petition prayed that an Act be passed extending the time for the commencement and completion of the said railway to be constructed by it, and legalizing, ratifying and confirming said By-law Number 343 of the Municipal Corporation of the Town of Sudbury; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The Sudbury-Copper Cliff Suburban Electric Railway Company shall commence the construction of its railway authorized by the said Act passed in the second year of the reign of His Majesty King George V, Chaptered 149, and was by said Act authorized to construct a railway as therein described; and whereas the Municipal Council of the Town of Sudbury on the 25th day of August, A.D. 1913, finally passed By-law Number 343 of the Municipal Corporation of the Town of Sudbury, intituled "A By-law authorizing the entering into of an agreement with The Sudbury-Copper Cliff Suburban Electric Railway Company," which By-law with the proposed agreement as a schedule thereto is set out as Schedule "1" hereto; and whereas prior to such final passing, namely, on the 4th day of August, A.D. 1913, the said By-law was submitted to the vote of the electors of the said Municipal Corporation properly qualified to vote thereon pursuant to the provisions of *The Municipal Act, 1913*, when 183 votes were cast in favour of the By-law and only 1 vote against it; and whereas the said The Sudbury-Copper Cliff Suburban Electric Railway Company has by its petition prayed that an Act be passed extending the time for the commencement and completion of the said railway to be constructed by it, and legalizing, ratifying and confirming said By-law Number 343 of the Municipal Corporation of the Town of Sudbury; and whereas it is deemed expedient to grant the prayer of the said petition;

reign of His Majesty King George V, Chaptered 149, and shall expend fifteen per cent. of the amount of its capital stock thereon within one year after the passing of this Act and shall complete the said railway and put it in operation within five years after the passing of this Act; and if the construction of the said railway is not commenced and if fifteen per cent. of the capital stock is not expended thereon within one year after the passing of this Act, or if the said railway is not completed and put in operation within five years from the passing of this Act then the powers granted to the said company by the said Act and by this Act shall cease and be null and void as respects so much of the railway as then remains uncompleted.

By-law 343  
of town of  
Sudbury  
confirmed.

**2.** By-law Number 343 of the Municipal Corporation of the Town of Sudbury set forth in Schedule 1 to this Act is ratified and confirmed and declared legal and valid notwithstanding any want of jurisdiction on the part of the said Municipality to pass the said By-law and notwithstanding any defect in substance or in form of the said By-law or in the manner of passing the same; and the said Corporation of the Town of Sudbury is authorized and empowered to do all necessary acts for the full and proper carrying out of the said By-law; and the agreement set forth as Schedule "A" to the said By-law when executed by the said Corporation of the Town of Sudbury and the said railway company, the parties thereto, shall be binding upon the said Corporation of the Town of Sudbury and the ratepayers thereof and likewise upon the said The Sudbury-Copper Cliff Suburban Electric Railway Company.

#### SCHEDULE 1.

##### BY-LAW NO. 343.

#### A BY-LAW AUTHORIZING THE ENTERING INTO OF AN AGREEMENT WITH THE SUDBURY-COPPER CLIFF SUBURBAN ELECTRIC RAILWAY COMPANY.

Whereas the Council of the Corporation of the Town of Sudbury deem it advisable to enter into the agreement attached hereto and marked Schedule "A," which agreement is included in and forms part of this By-law,

And whereas it will be necessary to obtain the assent of the electors of the Municipality of the Town of Sudbury to finally pass this By-law,

Therefore the Municipal Corporation of the Town of Sudbury enacts as follows:

1. This by-law shall be submitted to the electors of the Municipality in order to receive the assent or the dissent of the electors of the Municipality to the passing of this By-law.

2. The votes of the electors as to the passing of this By-law shall be taken at the following time and places, that is to say: Monday, the

the Fourth of August, commencing at the hour of nine o'clock in the forenoon, and continuing until five o'clock in the afternoon of the same day, at the following places, by the following deputy returning officers, namely: Fournier Ward, Fire Hall, Jos. Powell, Deputy Returning Officer; McCormick Ward, Baikie-Gill Block, J. G. Lowe, Deputy Returning Officer; Ryan Ward, O'Connor Block, J. K. MacLennan, Deputy Returning Officer.

3. On Saturday, the Second day of August, A.D. 1913, the Mayor shall attend at the Council Chambers of the Municipality, at ten o'clock in the morning, to appoint persons to attend at the various polling places aforesaid and at the final summing up of the votes of the electors on behalf of the persons interested in and desirous of promoting the passing of this By-law, and on behalf of the persons interested in and desirous of opposing the passing of this By-law.

4. The Clerk of the Council of the Town of Sudbury shall attend at his office in the Town of Sudbury, at Ten o'clock in the morning, on Tuesday, the fifth day of August, A.D. 1913, to sum up the number of votes given for and against this By-law.

5. The publication of a copy of this By-law, and of the schedule hereto, shall be in *The Mining News* newspaper, published in the Town of Sudbury, and such publication shall be published in such paper once a week for three successive weeks.

6. A copy of this By-law and of the schedule hereto shall be put up at four or more of the most public places in the Municipality forthwith.

7. Notice to be signed by the Clerk of the Council, required by the Municipal Act, shall be appended to this By-law and to the schedule hereto.

8. On the assent of the electors being received to the above mentioned question, the Council shall forthwith pass this By-law.

9. The proper officers of the said Municipality shall, on this By-law receiving the assent of the electors of the Corporation, enter into the said agreement on behalf of the said Municipality, and the Clerk of the said Municipality shall attach to the said agreement the corporate seal of the said Municipality.

Dated at the Council Chambers this 25th day of August, A.D. 1913.

(Signed) J. G. HENRY,  
Mayor.

Corporate Seal.

(Signed) GEO. ELLIOTT,  
Clerk.

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#### SCHEDULE "A."

Memorandum of agreement made this                      day of  
A.D. 1913.

Between

The Corporation of the Town of Sudbury, hereinafter called the  
"Corporation" of the first part;

and

The Sudbury-Copper Cliff Suburban Electric Railway Company,  
a Company incorporated under the laws of the Province of  
Ontario, hereinafter called the "Company," of the second part.

Whereas

Whereas the Sudbury-Copper Cliff Suburban Electric Railway Company, being a company incorporated under the laws of the Province of Ontario, by a special Act of Parliament, has applied to the said Corporation for authority to construct, maintain and operate a street railway upon and along the streets hereinafter mentioned, and to exercise the powers of a street railway company in respect thereto.

Now therefore, this agreement witnesseth that in consideration of the premises and of the covenants hereinafter contained, it is agreed as follows:

1. Wherever the word "Engineer" or the words "The Engineer" appear throughout this agreement they shall mean and apply to the engineer from time to time during the continuance of this agreement holding the office or position of engineer for the Municipality of Sudbury, or in the event of there being at any time or times no engineer holding such office, such engineer as may at any such time or times be designated by resolution or By-law of the Municipality of the Town of Sudbury to act as engineer under this agreement.

2. Wherever in this agreement it is provided that any matter or thing is subject to the approval or to the direction or to the instructions, or to the judgment, or to the determination of the engineer, the approval, or direction, or instructions, or judgment, or determination of the engineer shall in all such cases be final and binding on the Company, and shall be obeyed, acceded to, and followed by the said Company, unless the Company appeals therefrom as hereinafter provided, and it is distinctly understood and agreed that the engineer shall be entitled to exercise his own sole and uncontrolled discretion as to the giving or withholding or making of any such approval, direction, instructions, judgment or determination, and no clause or provision of the contract shall be construed as over-riding or controlling the approval, direction, instructions or judgment of the engineer, or as over-riding or controlling any clause or provision of this contract, providing for such approval, direction, instructions, judgment or determination of the engineer, or as requiring the engineer to give any approval, direction, instruction, judgment or determination other than such as he shall see fit. Provided, however, that in case the Company feel dissatisfied with any order or ruling of the engineer or the equity thereof, the Company may appeal therefrom to the Council of the Town of Sudbury, and if dissatisfied with the decision of the Council, may appeal furthermore to the Ontario Railway and Municipal Board, whose decision shall be final.

3. Wherever the words "track allowance" are used same shall mean the portion of the road allowance between the rails of the track or tracks of the Company, the devil strip or portion of road between double tracks, switches, or sidings, wherever such are laid, and the space for 18 inches outside of each outer rail whether of single or double track.

4. Permanent pavement shall mean pavement upon a foundation of concrete; provided that the Corporation and the Company may at any time hereafter by agreement in writing provide that any other pavement may be treated as permanent pavement within the meaning of this agreement.

5. The said Company, its successors and assigns, shall, subject to the conditions, restrictions, obligations, and provisions hereinafter contained, have in so far as the Corporation has power to grant the same, the authority, right and privilege to lay out, construct, complete, maintain and operate, by electricity and with the consent of the Corporation to be expressed by by-law any other power but steam, subject to the consent and approval of the engineer to be first had and obtained as a condition precedent to the construction of each and every part of the said railway, a street railway con-

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sisting of a single or double track, with necessary side tracks, switches, cross-overs and turnouts, for the passage of cars upon and along the following streets and highways of the Town of Sudbury, that is to say: Regent, Lorne, Elm, Durham, Monk, College, Kathleen, Tedman, Morin Avenue, Notre Dame Avenue, Lisgar, Larch, Cedar, Station, Nelson, John, Elizabeth, McNaughton and Annie Street, and also to erect, construct and maintain upon the said streets and highways all poles, cables, wires and overhead constructions necessary to operate the said railway by trolley system or by any other system of electricity as the motive power, or by any motive power other than steam, for the term of twenty years from the date of the final passing of the by-law of the Corporation authorizing the entering into of this agreement, it being expressly provided and agreed that the town engineer in giving his approval as hereinbefore provided for, shall have the right to prescribe the situation, location and manner of construction of the said railway, poles, cables, wires and overhead constructions.

6. Provided the Company first obtains the consent of the Corporation to be expressed by by-law passed by the Council of the said Corporation, it may, subject to the consent and approval of the engineer as hereinbefore provided for and to all other the terms, provisions, and conditions of this agreement, substitute other streets and highways within the municipality, or parts thereof, for the streets and highways named in paragraph five hereof, provided, however, that the provisions of this paragraph shall not be construed so as to prevent the Corporation from granting rights to any other railway or railways upon any streets or highway not hereinbefore expressly mentioned.

7. In so far as the Corporation has power to grant the same, the said Company may, with the consent of the corporation expressed by by-law, deflect its railways from the said streets and highways and operate the same along and across private properties after expropriating the necessary rights-of-way under the provisions of the Statutes in that behalf, or otherwise acquiring the same.

8. Where the said Company shall operate its railway along a private right-of-way, or the said railway crosses any street or highway intersecting the said private right-of-way referred to in the next preceding paragraph, the rights, privileges and exemptions granted to the said Company by this agreement shall extend to, and be applicable to such crossing of said intersecting street or highway.

9. The said Company shall also be entitled with the consent and approval of the Corporation expressed by by-law, subject to the terms, provisions and conditions of this agreement, to extend its street railway service along any other of the streets or highways of the Town of Sudbury, although the same are not specially named in this agreement.

10. It is further provided and agreed that in the event of the Corporation determining that there should be a street railway service on any other street or highway in the Town of Sudbury other than those mentioned in paragraph five hereof, and in the event of their passing a by-law for such purpose, then the said Company shall thereupon proceed to construct a street railway on such other street or streets, highway or highways, or portions thereof as may be set out in the said by-law, and shall commence such construction within three months after notice shall be given by the Corporation to the Company setting out the provisions of such by-law, provided, however, that if within thirty days from the receipt by the said Company of such notice the Company shall give notice that it will not accept such by-law, and will not proceed to construct such railway upon the streets and highways, or parts thereof designated in said by-law, or if after having received the said notice above provided to be given by the Corporation the said Company shall not proceed with the necessary work of constructing and completing

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the same within the time limited by such notice as given by the Corporation, the Corporation may itself construct or grant authority to construct a railway upon any such streets, highways, or parts thereof to any other person or persons, firm or corporation, and in such case said company, person or persons, firm or the corporation itself shall be entitled to construct such railway in accordance with any such agreement as may be entered into between the Corporation and the said person or persons, firm or corporation, and shall be entitled to cross the street railway line of the Company, the party of the second part hereto, with their railway at such point or points as may be necessary, or may be designated by the Council of the Corporation, and further if required by the Corporation by by-law the said Company shall accept transfers from the line or lines of any such company, person or persons, firm or the Corporation itself, upon such terms as to the place of transfer, amount of payment to be made therefor, and otherwise as the said Corporation by such by-law shall determine and direct, provided, however, that in case the Company shall be dissatisfied with the determination of the Corporation, the Company may appeal to the Ontario Railway and Municipal Board, whose decision shall be final.

11. The said Corporation, so far as it has power to do, hereby grants to the Company all the rights and privileges necessary for the construction and operation of the railway upon the streets mentioned in paragraph five hereof, including the right to open the said streets for the purpose of inserting and maintaining poles for the wires, conveying electric power, subject to all the terms, provisions and conditions set out in this agreement; provided further, however, that the Corporation is not and shall not be bound to provide or grant any right, or any land covered with water, water or other property whatsoever, or the use of any such, except the right-of-way given, granted, and provided for under this paragraph and the preceding paragraphs of this agreement.

12. The Company may carry passengers, baggage, mail and express, and charge a reasonable compensation for carrying the same. The Company may also carry freight, subject, however, to the right of the Corporation from time to time to pass by-laws, regulating the time, manner and limits of the town within which such rights may be exercised, subject to the right of the Company to appeal to the Ontario Railway and Municipal Board against any such by-law or regulation, but this shall not prevent or hinder the carrying of baggage or express matter such as goods usually carried by express companies, or run within the town express cars for the purpose of carrying parcels and boxes such as are usually carried by express companies; such express cars however not to be run except during the hours when the Company's ordinary passenger cars are to be run, and the contents of such express cars shall not be handled upon any street, but such express cars shall for the handling of their contents be run into part of the Company's passenger station building, in which building they shall also run their ordinary passenger cars, and no freight car shall be unloaded upon any public street or highway, or be allowed to remain standing upon such street or highway.

13. Every person travelling on the railway tracks of the Company or any part of the street between the railway tracks of the Company or driving any animal or vehicle thereon, shall where meeting or proceeding in the same direction as a car of the Company, turn off the said railway tracks and permit the said car to pass, and shall not in any case, under any circumstances whatever, wilfully obstruct, hinder, or delay the free passage and use of the said railway tracks by the cars of the Company, and any person refusing to turn off when warned or requested to do so by the driver of any car of the Company, shall be liable to a fine not exceeding ten dollars, exclusive of costs, which fine shall be for the benefit of and payable to the said Corporation, provided that the Company shall not have the right-of-way over any of the fire appliances, fire waggons

or vehicles used by the fire department of the Town of Sudbury, either going to or returning from a fire, nor shall they have any right-of-way over any ambulance going to a call to receive a patient or when transporting any patient or sick or injured person therein, and the preceding provisions of this paragraph shall not apply to any such fire appliances, vehicles used by the fire department, or ambulances.

14. The Company shall before commencing the construction or alteration of any of its railway furnish a plan showing the location of the proposed construction, to the said Corporation for its approval and the approval of the Council of the Corporation of the location of any of the railway of the Company upon any street upon which it is proposed to construct same, expressed by by-law or resolution of the Council, or in case of any alteration or change of location, the approval of the Council of the said Corporation so expressed to the making of such alteration of location expressed by by-law or resolution of the Council, shall be a condition precedent to the right of the Company to construct such railway or to alter the location thereof, and such construction or alteration shall be done subject to the direction and approval of and in a manner satisfactory to the engineer. In constructing the said railway the said Company shall so embed and properly ballast the ties or other substructure of the said railway as will least obstruct the streets and highways and the passing of vehicles and carriages over the same, and so that the surface of the rails shall be laid and maintained flush and on a level with the common grade of the said streets and highways upon which said rails are so laid and shall conform to the grade thereof, and the Company shall at all times during the terms of this contract, maintain the said streets and the pavements thereof within the rails of the said Company, including the devil strip or strip between the two tracks, wherever the same may be, whether as continuous double track or as a switch, and also for a distance of eighteen inches outside of the said rails on either side, and shall properly grade all crossings upon the said streets and highways so as not to obstruct the said crossings or impede travel thereon, and shall so plank or grade the said railway in front of all gates, lanes and other places of ingress and egress to the lands bordering on the said railway as not to obstruct or impede the free ingress and egress to and from the said streets or highways, and such maintenance, grading and planking shall be at the Company's expense.

15. The Corporation of the Town of Sudbury and the officers and servants thereof shall have the right to take up the streets traversed by the said railway either for the purpose of laying or relaying of gas, or water pipes, or sewers, and for any purposes for the time being within the powers of the Corporation, without being liable to the said Company for any damages that may be thereby occasioned to the said railway or the works connected therewith, or the working thereof, and the said Corporation shall in any such case use reasonable diligence in making all necessary repairs on such streets after the taking of same up for any of the purposes in this paragraph mentioned, and in case in the execution of any such work it shall have become necessary to take up or disturb any of the tracks on other parts of the Company's property the Corporation shall on the completion of the work restore the same to their former condition or equally good condition.

16. (a) Wherever it shall be deemed expedient by the Corporation or the Council thereof, either under the provisions of the local improvement clauses of *The Consolidated Municipal Act*, or amendments thereto, or under any other act or authority, to pave or repave, whether with materials different from what are now in use or not, any street or portion of a street upon or along which the railway tracks of the Company or any of them, are or shall be laid, the "track allowance" shall at the same time that the paving or repaving is being done on the adjoining portions of the street, be paved by and at the expense of the Company, with the like materials

or such other materials as shall be approved of by the Council of the Corporation, and in such manner as the adjoining portion of the said street is so paved or re-paved and to the satisfaction of the said engineer, the Company furnishing the materials. Specifications for all such paving or re-paving to be done by the Company, including the foundations therefor, under the provisions of this sub-section shall be submitted to and approved of by the engineer before any of the said work is commenced by the Company, and thereafter the same shall be paved and kept in repair to the satisfaction of the said engineer by and at the expense of the Company, the Company furnishing the materials, and the Company shall be responsible for and make good to the Corporation all loss, damages, costs, charges and expenses which the Corporation may incur, or be put to by reason of any failure of the Company to conform to the provisions of this sub-section or any delay on the Company's part in so doing; provided, however, that where the Company shall have constructed a pavement pursuant to the terms of this section, it shall not for a period of ten years be required to construct a new pavement on such street.

(b) It shall be the duty of the Company, whenever any street or portion of a street is to be paved or re-paved, to take up its tracks and substructures thereon, if and when the said engineer shall deem it necessary to do so, and relay the same according to the best modern practice and to the satisfaction of the said engineer, provided, however, that where its tracks are in good repair, the said Company shall not be required to take up its tracks more frequently than once every ten years, for the purpose of paving or re-paving of the street.

17. In case the Company shall fail to keep in good repair the said streets and parts of the said streets upon and along which its tracks shall be laid as aforesaid, and shall neglect to make such repairs within a reasonable time after notice in writing from the proper officer of the said Corporation for the time being has been served upon the president or other managing officer of the said Company, specifying the particulars of such wants to repair, the Corporation shall be at liberty to cause such repairs to be made and to recover the cost thereof from the said Company, and the certificate of the engineer as to the amount of the cost of any such repairs given in writing and delivered to the Company shall be conclusive and be final and binding upon the Company as to the amount of such cost and the amount of such certificate shall be the amount recoverable by the Corporation as against the Company in any action brought therefor, and such amount shall be a first charge and lien upon the railway of the Company and all its property and assets within the limits of the said Corporation.

18. The railway shall be of the standard gauge of four feet, eight and one-half inches, and the rails shall be the standard "T" rails of not less than sixty pounds to the yard, provided further that as to streets which are new or may hereafter be paved with permanent pavement or macadamized in each case upon the written instructions of the engineer a girder rail shall be used instead of the "T" rail.

19. The location of the poles and tracks shall conform to the grade of the several streets and highways along which the tracks of the Company shall be laid. The Company shall not in any way alter or change the grade of any such street without the consent of the Corporation. The poles to be used for the Company's wires shall be of wood, or iron, or concrete, straight and perpendicular, of uniform size, and shall be dressed and painted, and all cables, wires and other overhead constructions shall be at least eighteen feet above the level of the surface of the rails.

20. The original construction and all repairs, alterations, and changes, of any sort to any of the railway or poles, wires, or other constructions of the Company upon or over the streets or highways

of the Corporation shall be subject to the approval of and under the direction of, and constructed and made in a manner satisfactory to the engineer of the Corporation, and in case the Company shall fail to obey any instructions or direction of the engineer, given in writing and signed by the engineer, in regard to any such matters, the said engineer or the Corporation may themselves make such alterations or do such work as the engineer may deem necessary or desirable, or may instruct to be done, and the cost thereof shall be paid by the Company and shall be a first charge and lien upon the railway of the Company, and all its property and assets within the limits of the said Corporation, and the certificate of the engineer as to the amount of the cost of any such repairs, given in writing and delivered to the Company, shall be conclusive and be final and binding upon the Company as to the amount of such cost, and the amount of such certificate shall be the amount recoverable by the Corporation as against the Company in any action brought therefor, and such amount shall be a first charge and lien upon the railway of the Company and all its property and assets within the limits of the said Corporation. The Company shall remove all snow and ice from the track or tracks of the said railway under the direction of and in accordance with the instructions of the engineer, and the same when so removed shall be spread out so as not to obstruct the passage of carriages, sleighs or other vehicles along the street, provided, further, that wherever the snow or ice has been placed upon the roadside or has become so deep on any of the roads or streets occupied by the Company's tracks to such an extent as to make it necessary or desirable in the opinion of the engineer that the snow be removed to some other street or place, the Company will, upon receiving written instructions of the engineer, remove such snow and ice in accordance with and as may be directed by such instruction of the said engineer. The Company shall not use salt in the removal of any snow or ice except at frogs and switches.

21. All the works authorized or required by this by-law, whether in construction, maintenance, alteration, repair or removal, where not otherwise in this agreement specifically provided for, shall be done by the company at its own expense, in such manner as to cause the least possible impediment to the traffic of the streets and highways. During such construction, maintenance, alteration, repair or removal, there shall be left sufficient space and crossings so that the ordinary traffic of the streets and highways along which such work is being carried on shall not be unnecessarily impeded, and the watercourses and ditches of the streets and highways shall be left free and unobstructed, and lights, barriers, and watchmen shall be provided and kept by the Company where and when the same shall be required to prevent accidents to the public. In case the engineer shall instruct, any lights, barriers or watchmen to be provided at any particular point or in any particular way, same shall be so provided by the Company. The surplus earth and other material from the streets or highways, removed by the Company during such construction, maintenance, alteration, repair or removal, shall be spread over the street or highway evenly, or, if required by the engineer shall be removed to points to be indicated by the said engineer and disposed of as shall be directed by the said engineer, provided that the Company shall not be obliged to remove such surplus earth and material to a greater distance than one-half a mile. The said work shall at all times be subject to the supervision, direction and approval of the engineer, but the Company shall not by any such supervision, direction, or approval be relieved from any obligation, forfeiture, or penalty to which it would otherwise be liable.

22. (a) The said railway shall be constructed and maintained in such manner as not to interfere with the free passage or travel of passengers or vehicles over and along the portion of the said streets and highways not occupied by said railway, and so as not to impede the free flow of surface water along the watercourses or ditches now constructed or hereafter constructed by the Corporation, nor

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to interfere with the proper drainage of said streets and highways, or streets and lanes adjacent thereto, and for such purposes where the said railway runs over a ditch, runway or watercourse, the said Company shall, if necessary to preserve the drainage system, at its own expense, lay down and maintain in an efficient state, tile, crock or iron culverts under the said railway, sufficient for the purpose of carrying off the water, and the said Company shall, for such purposes, if required by the town engineer, construct a ditch or ditches along the roadside.

(b) Having obtained the consent or approval of the council of the Corporation and engineer as before provided for, before breaking up, opening or interfering with any part of the streets or highways for the purpose of constructing the said railway, the Company shall give the Corporation six days' notice in writing of its intention so to do, and no more than one thousand lineal feet of street or highway shall, without the authority from the Corporation be broken up or opened by the Company at any one time, and when the work shall have been commenced, the same shall be proceeded with without intermission and as rapidly as the same can be carried on with due regard to the proper and efficient construction of the same.

23.—Having obtained the consent or approval of the engineer, as before provided for, before commencing any work or alteration, or repair of its railway, the Company shall give to the Corporation written notice of its intention so to do, and no more than two hundred lineal feet of street or highway shall be broken up or open at any one time without the authority of the Corporation, and when the work or alteration or repair shall have been commenced the same shall be proceeded with without intermission and as rapidly as the same can be carried on with due regard to the proper and efficient work of altering and repairing the same.

24. The Company shall not connect any of its wires with the water pipes or service pipes of the Corporation or with any of the appliances in connection therewith without the consent of the Corporation, and the Company will at its own expense remove any such connection when required so to do by the Corporation, and shall and will pay to the Corporation any damages and expenses that the Corporation may have incurred or may be put to by reason of the said connections having been made. The Company shall also pay the Corporation all damage if any, suffered by the Corporation's services by reason of electrolysis caused by the Company's operation.

25. The rights, privileges, and authority hereby granted are so granted subject to the right of the Corporation to take up the said streets and highways or any parts thereof at any time for the purpose of altering the grades, constructing or repairing pavements, sewers, drains, culverts and conduits, or for laying down or repairing water or gas pipes, and for all purposes within the jurisdiction of the Council of the Corporation without being liable to the Company for any loss or damage occasioned thereby, and the Corporation shall not be liable to the Company for any damage the Company may sustain from the breaking of sewer, water, gas, or other pipes, or of drains, culverts or conduits.

26. In case for any of the purposes in the last preceding paragraph mentioned, it becomes necessary to temporarily take up or remove any portion or portions of the railroad of such railway, or of its tracks, the same shall, upon notice, be taken up and removed at the expense of the Company and the Corporation shall not be liable to the Company for any loss or damage occasioned thereby.

27. In case the Corporation shall at any time re-establish or alter the grade of any of the streets or highways along which the railway of the Company is laid, or any portion thereof, the said Company shall make the said roadbed conform to the grade of the street or highway as re-established or altered and shall conform to all the

conditions

conditions and provisions as set forth in paragraph 14 of this agreement.

28. In case the Company shall fail to keep its roadbed and tracks in good repair as is required by this agreement, and shall neglect or fail to make such repairs within five days after notice from the town engineer, specifying the repairs necessary, or if it shall at any time neglect or refuse to comply with any of the conditions of this agreement as to work to be done by the said Company, then and so often as it shall happen the Corporation may cause such work to be done and shall be entitled to recover the cost thereof from the Company in any court of competent jurisdiction, and the certificate of the engineer as to the amount of the cost of any such repairs given in writing and delivered to the Company shall be conclusive, and be final and binding upon the Company as to the amount of such cost and the amount of such certificate shall be the amount recoverable by the Corporation as against the Company in any action brought therefor, and such amount shall be a first charge and lien upon the railway of the Company and all its property and assets within the limits of the said Corporation, but nothing herein contained shall be deemed to prejudice or diminish any other right or remedy of the Corporation, arising out of such neglect or refusal.

29. If at any time in the opinion of the town engineer, the Company's railway in the Town of Sudbury is out of repair, the Company shall not, if required by the Corporation, operate such part of the railway, as may be in the opinion of the town engineer out of repair, until the town engineer shall certify in writing that all necessary repairs have been made to his satisfaction.

30. It is hereby further provided and agreed that in case the railway of the Company shall cross any railway, whether now existing or which may hereafter exist, except the crossing on Elm Street west of Monk Street, and a crossing over the Stobie Branch, either at Durham or Elgin Streets, within the limits of the Town of Sudbury, and by order of the Dominion Railway Board or the Ontario Railway and Municipal Board, or other body having jurisdiction or authority to make such order or direction, any order shall be made for the maintenance of gates, construction either of subway, overhead bridge or viaduct, over any such railway, or for the protection of such crossing by derails, interlocking devices, signals, or other matter whatsoever, or the maintenance of same, the entire cost of complying with any such order, or of installing or maintaining any such derails, interlocking devices, signals, or other matter whatsoever on the part of the Corporation, shall be borne and paid by the Company, notwithstanding any order of any such railway board or other authority to the contrary, and in case an order shall be made by such railway board or other authority directing that such costs or any portion thereof shall be borne by the Corporation, the Company will pay to the Corporation the amount of such costs and will indemnify and save harmless the Corporation against the same.

31. It is hereby further provided and agreed that in case any bridges now existing or which may hereafter exist in the Corporation of the Town of Sudbury, require to be strengthened, supplemented, reinforced, or rebuilt, by reason of the railway of the Company crossing the same or for the purpose of making such bridges safe when used by the railway of the Company, the said Company will bear and pay all the costs thereof, and in case the engineer shall by certificate in writing deliver to the Company, certify such cost, said certificate shall be final and conclusive as between the Corporation and the Company of the amount of such costs and the amount of the said certificate shall be paid by the Company to the Corporation within ten days from the date of the delivery of such certificate to the Company.

32. It is hereby further provided and agreed that the cars of the Company upon the railway shall run at all times upon such schedule as shall be mutually agreed upon between the Council of the Corporation and the Company and, in case of failure to agree, as fixed by the Ontario Railway and Municipal Board.

33. If in pursuance of the provisions hereinbefore contained and upon the conditions above set out, the Corporation or its council shall grant a franchise to another company to construct a surface street railway within the limits of the Corporation, then the tracks of each as they cross any bridge within the limits of the Corporation, shall be interlined and each Company shall obey the regulations adopted by the council of the said town for the meeting at and crossing of said bridge or bridges, and shall use the same poles, and in the event of one having built before the other, that Company building last shall repay to the other, before using the poles, the one-half of the expenses of erecting such poles, and the joint use of the same shall with this provision be subject to the direction of the town engineer.

34. In case any company having power to operate a railway by electricity to any point or points at or in the immediate vicinity of the limits of the Town of Sudbury, shall at any time during the continuance of the franchise hereby granted apply to the Corporation or to the Council thereof for the right to run its cars into the Town of Sudbury, the Corporation by its Council may, notwithstanding anything herein contained, grant such request and may designate the line or route which such Company shall take in order to run into or through the Town of Sudbury or to reach any station or stations or stopping places which may be established within the limits of the Corporation of the Town of Sudbury, and the Corporation in case it shall see fit may require the Company, the parties of the second part hereto, to permit any such Company making such application to run over the Company's lines or such of them as the Council may designate within the limits of the Town of Sudbury, and thereupon the Company shall permit such other company to use and run over such of the said lines as shall be so designated, subject always to such terms and conditions as may be agreed upon between the said companies, or in the event of their failing to agree, as may be determined by the Ontario Railway and Municipal Board. All rights hereby granted are so granted subject to any existing rights, statutory or otherwise, which are now in possession of any gas, telephone, telegraph, electric light, power, or other company, on or in respect of the streets and highways in the Town of Sudbury.

35. The following specifications regarding equipment and operation of the said railway in the Town of Sudbury shall at all times be observed by the Company, its officers and servants:—

(a) The cars to be used on the said railway shall be propelled by electricity or such power, except steam, as may be agreed upon as a motive power.

(b) The rates of speed of the cars of the railway shall be subject from time to time to the regulations and orders of the Council of said Corporation, but until further regulations or order is made it shall not exceed fifteen miles per hour within the limits of the Town of Sudbury.

(c) The cars of the said Company shall not wilfully or negligently be driven against any person, conveyance or animal while such person, conveyance or animal is upon or crossing any of the streets or highways of the Town of Sudbury.

(d) Each motor car of the Company shall be supplied with efficient brakes approved of by the Ontario Railway and Municipal Board, and with a gong, which gong shall be sounded by the driver

of the car when such car approaches to within fifty feet of any street crossing the railway of the Company, and also at all times when necessary to give warning of the car's approach.

(e) Each motor car of the Company when in use shall have a fender or other similar device securely fixed in front thereof so as to prevent, as far as possible, the killing or injury of any person or animal with whom the car may come in contact, except when by reason of deep snow the use of such fender is rendered impossible or would materially obstruct or hinder the operation of the Company, or when after an accident to the fender during a trip a car carrying such fender is completing such trip. Such fender is to be of a form of construction approved of by the Ontario Railway & Municipal Board.

(f) The cars of the Company to be used shall be good, substantial cars, equipped with all modern improvements for the conveyance and comfort of passengers, including lighting and heating. The cars of the Company, whether for passenger, express or freight traffic, shall be of such size, form and type as shall be approved by the Engineer. They shall be kept clean, in good repair, and neatly painted at all times to the satisfaction of the Engineer.

(g) There shall be painted in large letters in a conspicuous place on the outside of each car of the Company the number thereof, so that such number may be readily distinguished by day or night, and every driver, conductor or other person employed in running a car of the Company shall, when so employed, have his number conspicuously shown on the front of his cap or the breast of his coat.

(h) Each car of the Company shall after sunset be provided with a white headlight in front and a red light in rear, which lights shall be conspicuously placed as signal lights.

(i) There shall not be less than two men in charge of each motor car of the Company, and an additional man in charge of each trailer other than a trailer not being used for the conveyance of passengers.

(j) Careful, sober, and civil men shall at all times be employed to take charge of the Company's cars.

(k) All police constables in the employ of the Corporation at all times, and all firemen of the Corporation during the progress of a fire, shall be entitled to ride on any car of the Company, run for the carrying of passengers, free of charge.

(l) The man in charge of each car of the Company carrying passengers shall announce to the passengers the names of the streets, public squares and stopping places as the car approaches the same.

(m) Should there be any foot passenger or passengers on any street crossing before a car of the Company approaches the same, the car shall stop or slacken speed in order to permit such passenger or passengers to cross.

(n) The man in charge of any passenger car of the Company shall bring the car to a stop when a passenger or would-be passenger respectively requests to get off or on such car at all stopping places; such stopping places shall be indicated by signs upon the poles of the Company, and shall be subject to the approval of the Council of the Corporation as from time to time signified in writing to the Company.

(o) When a passenger car stops at the intersection of a street to receive or leave a passenger the car shall be stopped so as to leave the rear platform of the car slightly over the last crossing at such intersecting street, or as the Council of the said Corporation may hereafter determine and signify to the Company in writing.

(p) No car of the Company shall be allowed to stop on a cross block or in front of any intersecting street except to avoid a collision with or injury to or danger to any person or vehicle, or for some unavoidable reason, nor shall there be left or remain standing on any street, at any time, any passenger car of the Company, except to wait for passengers in the ordinary course of the trip.

(q) The Corporation reserves the right to make such further specifications regarding the equipment and operation of the said railway as may from time to time be reasonable, and the said Corporation shall also have the right to make such further rules and regulations, order and by-laws, in relation to the maintenance, repair and operation of the railway as from time to time may be reasonably necessary to protect the interests of the Corporation, or provide for the safety, accommodation or comforts of the public, subject to the rules, regulations and orders of the Ontario Railway and Municipal Board, or other body having jurisdiction in the premises.

(r) For every breach of the provisions of any specifications rules and regulations contained in this section, the said Company shall be liable to a fine, but the imposition of any penalty under this paragraph shall not relieve the Company from any action or liability of law or other penalty to which it would otherwise be liable to the Corporation or to any other person, persons, firm or corporation, and each day upon which such breach continues shall be considered a separate offence, and a separate penalty not exceeding the sum of fifty dollars as above stated may be imposed in respect of each and every day upon which such breach shall continue.

36. In case of fire in the Town of Sudbury, the Fire Chief or person in charge of the fire brigade, the Mayor of the Corporation or acting Mayor shall have the right to cut and pull down any wires of the Company which obstruct the operations of the firemen, and to direct that such wires be so cut or pulled down, and also to require the Company to stop the running of its cars to or near the building or buildings which may be on fire, and the Corporation shall not be liable for any loss or damage thus occasioned.

37. If for the purpose of moving a building or other structure, or in the exercise of public rights over and along any street or highway on which a track of the Company is laid it is necessary that the wires or poles of the Company be temporarily removed by cutting or otherwise, the Company shall, at the expense of the Corporation, on receiving twelve hours' notice in writing from the Town Engineer requiring it to remove such wires or poles, remove the same, and the person moving such building or exercising such public rights shall reimburse the said Corporation the amount of such expense payable by it. The Company shall not be required to permit such moving or to do such cutting between the hours of five o'clock in the morning and twelve o'clock midnight, nor on Sundays nor holidays.

38. The Company shall at all times indemnify and keep indemnified and save harmless the Corporation from and against all actions and suits for indemnity for any damage or injury sustained by reason of the Company's railway, and all claims and demands which may arise out of any act or thing done or pur-

ported to be done by or under the authority of this or any other agreement, or by reason of neglect by the Company in the execution of its work or any of them, or by reason of said works becoming unsafe or out of repair, or by reason of the operation of the Company's cars or railway, or otherwise howsoever, and shall indemnify the Corporation against all loss, costs, damages and expenses such Corporation may suffer, incur, pay, or be put to by reason of every such action, suit, claim or demand, including in such case the fees which the Corporation's solicitor would be entitled to if he were not paid by salary.

39. Should the Company at any time cease to regularly use for the purpose of its railway for a period of three months the poles, wires, tracks or other appliances placed in, upon, along or over the streets or highways in the Town of Sudbury, the Company shall forthwith after the expiration of such three months, and at its own expense, remove such poles, wires, tracks and other appliances and put the street or highway in proper repair, and in default thereof the Corporation may remove such poles, wires, tracks or other appliances and put such streets in proper repair, in which case the cost to the Corporation of so doing shall forthwith be paid by the said Company to the said Corporation, and until payment the Corporation shall have a lien upon the poles, rails and other material so taken up and removed for the expense so incurred by the Corporation.

40. Should it be necessary to obtain legislation from the Parliament of the Dominion of Canada or from the Legislature of the Province of Ontario, or the consent or approval of the Governor-General of Canada in Council, or the Lieutenant-Governor of Ontario in Council, or of the Dominion Railway Board, or of the Ontario Railway and Municipal Board confirming and ratifying this agreement or by-law of the Corporation, confirming the same, or declaring said agreement to be valid, legal and binding upon the parties hereto, or should it be necessary to obtain any consent from any such bodies for the purpose of having carried out the intention of the parties hereto as expressed by this agreement, the Corporation shall join with the Company in the application to obtain such consent, but the expense of the Corporation incidental to such application shall be borne by the Company, and it is further agreed that if any of the provisions of this agreement or of the by-law of the Corporation confirming it are ultra vires of the Corporation or its Council that the same shall be deemed to be made subject to their being validated and confirmed by the body having power to so validate and confirm.

41. At the termination of the franchise above granted, being at the termination of the period of twenty years from the date of the final passing of the by-law of the Corporation authorizing the entering into of this agreement, the Corporation, if it desires so to do, may upon giving six months' notice to the Company prior to such termination take over the real and personal property of the Company within the Town of Sudbury, including the power house (if any), poles, wires, tracks, roadbeds, cars and plant and other appliances necessary to be used in connection with the running of the said railway aforesaid at the actual value of the railway in the Town of Sudbury as part of the railway system, and all real and personal property in connection with the working thereof in the Town of Sudbury to be determined as hereinafter provided by arbitration; provided, that if no such notice is given that the franchise and all the rights and privileges granted by this agreement shall, subject to all the terms, provisions and conditions and restrictions in this agreement contained continue in force for a further period of five years, and at the expiration of such further period of five years the Corporation may, upon giving six months' notice in writing to the Company prior to such expiration, take over all the real and personal property of the Company within the

Town of Sudbury, including the power house (if any), poles, wires, tracks, roadbeds, cars, plant and other appliances necessary to be used in connection with the running of the said railway, and failing such notice the franchise and all privileges granted by this agreement shall, subject to the provisions, conditions and restrictions in this agreement contained, continue in force for a further period of five years, and so on from time to time for such further periods of five years each as shall elapse without the Corporation giving notice as aforesaid, it being the intent and purpose of this agreement that the franchise and privileges of the Company, after the expiration of the said period of twenty years, shall continue for successive periods of five years, subject to the right of the Corporation to take over the same at the expiration of any period of five years from and after the said period of twenty years upon giving six months' written notice to the Company prior to the termination of any such period in accordance with the provisions hereinbefore contained.

The method of estimating the value of the railway and of the real and personal property of the Company in connection with the working thereof in the Town of Sudbury, provided in the preceding provision of this paragraph, shall be by estimating what it is worth as a railway in use and capable of being operated as part of the railway system, excluding compensation for loss of franchise.

The arbitrators to determine the amount to be paid by the Corporation to the Company, under the provisions of this paragraph, shall be appointed as follows, namely:—The Corporation shall, in the notice to be given at least six months prior to the termination of the franchise above provided, name its arbitrator, and the Company shall within thirty days from the receipt of the said notice, by notice in writing served upon the Corporation, name an arbitrator on its behalf, and such two arbitrators so appointed shall appoint a third arbitrator, and the decision of any two of the said arbitrators shall be final and binding upon the parties hereto. In the event of the Company failing after notice given to it by the Corporation as hereinbefore provided to appoint an arbitrator within the time hereinbefore limited therefor the Corporation may, by notice in writing served upon the Company, nominate the arbitrator appointed by it as sole arbitrator, and in such event the amount to be paid by the Corporation for the real and personal property of the Company as hereinbefore provided for shall be fixed by the said arbitrator so appointed as sole arbitrator, and in such event the award of such single arbitrator so appointed shall be final and binding on the parties hereto and all persons claiming by, through or under them; provided further, that in the event of the two arbitrators appointed by the Corporation and the Company respectively being unable to or failing within fifteen days from the appointment of the arbitrator on behalf of the Company to agree upon a third arbitrator, the third arbitrator shall be appointed by a Judge of the Supreme Court of Ontario upon the application of either party to be made upon four clear days' notice to the other party; provided further, that should either of the arbitrators appointed by the parties as above provided die, or refuse, or neglect, or become incapable to act, then and so often as the same shall happen an arbitrator may be appointed in the place of such arbitrator so dying, or refusing, or becoming incapable to act by the party or parties respectively appointing such arbitrator or arbitrators by notice in writing to the other party served within ten days after the death, refusal, or becoming incapable to act, and such arbitrator so appointed as last provided with the arbitrator appointed by the other party shall appoint a third arbitrator if one has not already been appointed, and in the event of failure to appoint a third arbitrator within fifteen days from the appointment of the last arbitrator appointed, the provision hereinbefore contained as to the appointment of a third arbitrator by a Judge of the Supreme Court of Ontario shall be applicable. If a third arbitrator

has already been appointed his appointment shall stand, and the three arbitrators so constituted shall proceed with the arbitration.

The award made by the single arbitrator, or by the arbitrators, or the majority of them, as the case may be, shall be final and binding upon the parties hereto and all parties claiming under them respectively.

It is distinctly understood and agreed that any land, property or rights acquired or used in connection with the said railway, and which do not actually form a physical part of the said railway, or are not necessary to the operation of the same, shall be excluded from and not included in the purchase by the Corporation under the conditions and provisions of this agreement.

42. In this agreement, unless the context otherwise requires, the expression (a) "track" shall mean the rails, ties, wires and other works of the Company used in connection therewith; (b) "road-bed" shall mean the space between the rails of the railway, side tracks and turnouts of the Company, and a space of 18 inches outside of and adjoining the outside rails of such railway, side tracks and turnouts; (c) "cars" shall mean and include the car, conveyance, electrical motor, and snow-cleaning machines.

43. Where by the terms of this agreement any notice is required to be given or may be given to the Company, the same may be served upon the President, Secretary, or Superintendent, or other managing officer of the Company, or at the Company's office in the Town of Sudbury and the person for the time being in charge of such office.

44. If the construction of the said railway is not commenced by the first of June, 1914, and the work proceeded with from and after such date with due diligence, or if the line of railway of the Company from Sudbury to Copper Cliff, from Sudbury to Frood Mine, and from Elm Street, Sudbury, to Ramsay Lake in the Town of Sudbury, is not completed within two years from the time of the passing of the said by-law or within such further time as the Town Council may by by-law grant for the purpose, then this agreement shall immediately cease and terminate and become void.

45. It is further provided and agreed that the railway company shall during the period from the first day of May to the thirty-first day of October in each year water the right of way of the Company in the Town of Sudbury, upon which a line of railway is constructed, in a sufficient manner so as to prevent the dust from blowing upon the said streets, the said Town of Sudbury to supply the water for the said purpose free of charge.

46. Where by the terms of this agreement any fine is imposed the same may be levied by any Justice of the Peace or Police Magistrate having jurisdiction in the Town of Sudbury, and in case of non-payment such fine may be collected by distress and sale of the goods and chattels of the offender, and in default of sufficient distress the offender may, on the order of such Justice of the Peace or Police Magistrate, be imprisoned in the proper district jail for a period not exceeding twenty-one days, with or without hard labor.

47. Any waiver by the Corporation of any right of forfeiture under respect of any subsequent failure or default of the Company.

48. Nothing herein contained shall be construed as impairing the securities that now exist or may hereafter exist in the legislation governing the construction of or repairing electric railways, or in the management of any such or defining any of the duties or obligations of the Company to the Corporation, or of the like Com-

pany to the like Corporation for the protection of the Corporation and the inhabitants of the said Town of Sudbury and for the maintenance of the roads, streets and lanes of the said Town of Sudbury in as high a state of efficiency and safety as possible, and governing generally the relations between the Company and the Corporation and the Company and the inhabitants of the said Town and others visiting same and travelling therein, but all such provisions as are in this agreement contained bearing upon any subject matters as are herein dealt with shall be taken to be cumulative, or in addition to the rights, obligations, safeguards and remedies furnished by said legislation, or any of it, and if in any way a conflict between that herein contained and the said legislation should hereafter be supposed to exist, that which shall be found to be most beneficial to the Corporation or the inhabitants or to travellers in said town shall be adopted.

49. The Company shall not at any time be deemed to be in default under this agreement by reason of any delay caused by any strike, riot, the act of God, or the King's enemies.

In witness whereof the Mayor and clerk of the said Corporation have hereunto set their hands and affixed the seal of the Corporation, and the President and Secretary of the Company have hereunto set their hands and affixed the seal of the Company.

Signed, sealed and delivered  
In the presence of

## CHAPTER 126.

An Act respecting The Toronto, Barrie and Orillia  
Railway Company*Assented to 1st May, 1914.*

**W**HEREAS The Toronto, Barrie and Orillia Railway <sup>Preamble.</sup>  
Company has by petition represented that it was incorporated under the name of The Monarch Railway Company, by an Act passed in the 10th year of the reign of His late Majesty King Edward VII, chaptered 144; that by an Act passed in the second year of the reign of His Majesty King George V, chaptered 141, its name was changed to The Toronto, Barrie and Orillia Railway Company; and it was authorized to issue bonds, debentures, or other securities to the extent of \$30,000 per mile of single track of the railway constructed or under contract to be constructed; and the time for the commencement of its railway was extended for two years from the 16th day of April, 1912; that it is desirous of having the time for the commencement and completion of the said railway extended and to obtain authority to issue bonds, debentures or other securities to the extent of \$40,000 per mile; and to amend the location of a portion of the said railway as defined by the said Act passed in the 10th year of the reign of His Majesty King Edward VII, chaptered 144; and to operate its cars and trains on Sunday on that portion of its railway from the Town of Barrie, in the County of Simcoe, to a point on the line of the Canadian Pacific Railway at or near Utopia, in the Township of Vespra, in the said County of Simcoe, for the carrying of passengers only; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. Section 2 of the said Act passed in the second year<sup>2 Geo. V.</sup> of the reign of His Majesty King George V, chaptered 141,<sup>c. 141, s. 2,</sup> is repealed.<sup>repealed.</sup>

Bonding  
powers.

2. The company may issue bonds, debentures or other securities to the extent of \$40,000 per mile of single track of railway constructed or under contract to be constructed.

Extension  
of time  
for com-  
mencement  
and com-  
pletion.

3. Notwithstanding anything contained in *The Ontario Railway Act*, or in the said Acts, the railway of the company shall be commenced within one year, and completed within five years after the passing of this Act, and if the construction of the railway is not commenced and fifteen per cent. of the amount of the capital stock is not expended thereon within one year after the passing of this Act, or if the railway is not completed and put in operation within five years from the passing of this Act, then the powers granted to the company shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Operation  
on Sunday.

4. The company may operate its cars and trains on Sunday on that portion of its railway from the Town of Barrie, in the County of Simcoe, to a point on the line of the Canadian Pacific Railway at or near Utopia, in the Township of Vespra, in the said County of Simcoe, for the purpose of carrying passengers only, subject to regulations to be imposed by "The Ontario Railway and Municipal Board."

10 Edw. VII.  
c. 144, s. 2,  
amended.

5. Section 2 of the Act passed in the 10th year of the reign of His late Majesty King Edward VII, chaptered 144, is amended by adding after the word "Barrie," in the nineteenth line thereof the following, "to a point on the line of the Canadian Pacific Railway at or near Utopia in the Township of Vespra, in the said County of Simcoe."

## CHAPTER 127.

## An Act respecting The Beechwood Cemetery Company of Ottawa

*Assented to 20th April, 1914.*

**W**HEREAS The Beechwood Cemetery Company of the Preamble.  
 City of Ottawa was incorporated by an Act passed in the thirty-sixth year of Her late Majesty Queen Victoria's reign, Chaptered 149, for the purpose of establishing a public cemetery with the powers therein conferred on the said company; and whereas the said Act was amended by an Act passed in the fifty-seventh year of Her late Majesty's reign, Chapter 95; and whereas the said company has by its petition prayed that the said Act of Incorporation as amended by the said Act may be amended as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** Section 4 of the Act of Incorporation passed in the 26 V. c. 149,  
 thirty-sixth year of Her late Majesty Queen Victoria's reign, S. 4, repealed  
 Chapter 149, is hereby repealed and the following substituted in lieu thereof:—

- 4.—(1) All moneys received by the said Corporation, Application of moneys received by corporation.  
 whether on account of capital stock, the sale of  
 lots or otherwise, shall, after payment of all  
 debts due or owing by the said Corporation, as  
 well as costs of management and all working and  
 incidental expenses, be applied first to the pay-  
 ment of interest to the capital stock holders at  
 such rate as the Directors may decide upon, not  
 exceeding ten per centum per annum; secondly,  
 to set aside annually not less than ten per cent.  
 of the residue of such receipts for the purpose  
 of forming a temporary rest fund until such rest  
 fund is sufficient in amount to reduce the capital  
 stock

stock to the sum of \$25,000 for the purpose of reducing the capital stock of the company to that amount as hereinafter enacted, and after the capital stock shall have been reduced all the revenues of the said Corporation derivable from any source whatsoever shall, after payment of all debts due or owing by the Corporation, as well as costs of management and all working and incidental expenses, be applied, firstly, to the payment of interest to the capital stock holders at the rate of six per cent. per annum; secondly, to set aside, out of such revenues, such sum in each year as the Directors may think proper for the purpose of forming a permanent rest fund, and invest the said rest fund in the same manner as trustees are authorized to invest trust money and apply the income to be derived therefrom or such part as the Directors may deem necessary, together with the residue of such revenues to the preservation, improvement and embellishment of the cemetery.

Distribution  
of rest fund.

- (2) That so soon as the said temporary rest fund shall have amounted to such an amount as will enable the Directors to reduce the capital stock of the company to the amount of \$25,000, the said temporary rest fund shall be distributed pro rata to the holders of the capital stock of the company, and the shares of capital stock held by them respectively shall be reduced by the amounts received out of the said rest fund, and thereafter the capital stock of the company shall be \$25,000, divided into 500 shares of \$50.00 each.

Issue of new  
share cer-  
tificates.

- (3) That upon the reduction of the capital stock the holders of such stock shall surrender their certificates of shares to the company and shall be entitled to receive new certificates for the amounts to which their respective shares have been reduced.

36 V. c. 149,  
s. 5, repealed.

2. Section 5 of the said Act of Incorporation is hereby repealed and the following substituted in lieu thereof:—

When lot-  
holders to be  
members of  
corporation.

5. When and as soon as the capital stock of the company shall have been reduced as hereinbefore provided, then the lot holders shall become and be members of the said body corporate, possessing all the rights and privileges pertaining to shareholders so far as the management of the affairs of the company

company is concerned, except as hereinafter provided..

3. The said company may erect a mausoleum in their cemetery for the deposit therein of bodies, and may make regulations for selling or leasing of tombs or vaults therein, and the depositing of bodies in said tombs and vaults, and otherwise generally respecting the use and management of the said mausoleum, and the said company may, notwithstanding anything hereinbefore contained, use such part of the permanent rest fund hereinbefore mentioned as they may think necessary for the erection and maintenance of the said mausoleum.

4. The provisions of part one of *The Cemetery Act*, except where inconsistent with the provisions of the said Acts passed in the thirty-sixth year of Her late Majesty Queen Victoria's reign, Chapter 149, and the fifty-seventh year of Her late Majesty's reign, Chapter 95, and of this Act, shall apply to the said company.

## CHAPTER 128.

An Act respecting Canada Furniture  
— Manufacturers Limited*Assented to 20th April, 1914.*

Preamble.

**W**HEREAS Canada Furniture Manufacturers Limited, a company incorporated by letters patent under *The Ontario Companies Act*, has by its petition represented that at a special general meeting of its shareholders duly called and held on the ninth day of March, 1914, a resolution (a copy of which is set out as Schedule "A" hereto) was passed by a large majority of the shareholders of the company providing for a reorganization and sale of its undertaking and assets and the distribution of the proceeds thereof, upon the terms set out in the said resolution, and has prayed that it be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Authority to carry out terms of certain resolution.

**1.** The directors may take all such steps and make all such agreements as may be necessary to carry out the terms and provisions of the said resolution of the shareholders of Canada Furniture Manufacturers Limited, passed on the ninth day of March, 1914, a copy of which is set out as Schedule "A" hereto.

Distribution of proceeds of sale of undertaking and assets of company.

**2.** Upon the completion of the sale of the undertaking and assets of the company substantially in accordance with the said resolution, the directors may, after making provision for the liabilities of the said company, distribute the proceeds of the said sale among the preferred and common shareholders of the said company respectively, in the proportions and according to the terms and conditions set out in the said resolution, and after such distribution, subject to the rights of the shareholders of the said company in respect of the balance (if any) of the proceeds of the said sale, no shareholder shall have any further claim against the company or its property.

SCHEDULE

## SCHEDULE "A."

Moved by Mr. Harmer, seconded by Mr. Shaw,

That the board of directors of the company be and they are hereby authorized to do all such acts and take all such steps and proceedings as may be considered by them necessary or advisable in connection with the carrying out of a reorganization and sale of the company's undertaking and assets by way of a sale to a new company, to be incorporated (with the same or similar name) with an authorized capital stock of \$2,000,000 of preferred stock, carrying dividends semi-annually of 5 per cent. per annum the first year, 6 per cent. per annum the second year, and 7 per cent. per annum thereafter, the first semi-annual dividend being payable on January 1st, 1915, and \$1,000,000 ordinary stock; such sale to be substantially upon terms that will give the preferred shareholders in the present company share for share in fully paid preferred stock of the new company and in addition one fully paid share of ordinary stock in the new company for each five preferred shares in the present company; and will give the ordinary shareholders in the present company one fully paid ordinary share in the new company for each two ordinary shares in the present company, and upon terms which by the issue and sale of \$1,000,000 of 6 per cent. debenture stock of the new company will realize sufficient to pay off substantially the indebtedness of the present company. The debenture stock not to have any voting power until after default. The terms of sale of said debenture stock to be subject to the unanimous approval of the shareholders' committee appointed September 30th, 1912. And that the board of directors of the company be and they are hereby authorized to settle the terms and conditions of the said debenture stock and preference stock and to make such minor alterations or additions to the said plan of reorganization and sale as they may find necessary; provided that the terms thereof be not substantially altered, and that the same be approved of by every member of the special committee.

## CHAPTER 129.

## An Act respecting the Orphans' Home of the City of Ottawa.

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS The Orphans' Home of the City of Ottawa was incorporated under Act passed in the twenty-eighth year of the reign of Her late Majesty Queen Victoria, being Chapter 62, intituled *An Act to incorporate the Orphans' Home of the City of Ottawa*, and since the incorporation of the said Home the real estate acquired for the purposes of the Home has greatly increased in value and is now largely in excess of the limit imposed by section 2 of the said Act, and the members of the said Home now desire to amend their said Act by increasing the amount of the real estate which may be held by the Home for the purposes of the Home and by changing the name of the Home in part and amending other minor details of their said Act, and have petitioned that the said Act of incorporation be amended accordingly;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Change of  
name.

**1.** The name "Orphans' Home of the City of Ottawa" is hereby changed to "The Protestant Orphans' Home, Ottawa," and section "1" of the said Act is hereby amended by striking out the name "The Orphans' Home of the City of Ottawa" and inserting in lieu thereof the name "The Protestant Orphans' Home, Ottawa."

Preamble  
amended.

**2.** The word "widows" in the third line in the preamble of the said Act is hereby stricken out and the word "women" is inserted in lieu thereof.

28 V., c. 62,  
s. 2  
amended.

**3.** The word "mortgage" is inserted after the word "sell" in the fifth line of section "2" of the said Act, and the said section "2" is hereby amended accordingly.

4. All annual, general and special meetings of the members of the Home may be called by advertisement in a newspaper published in the City of Ottawa for one insertion only at least ten days before the day of such meeting, or in such other manner or time as the Home may by its by-laws or rules provide. <sup>Calling of meetings.</sup>

5. The Home may from time to time purchase, acquire and hold real estate within this Province so as the value of the same held by it at any one time does not exceed the sum of two hundred thousand dollars (\$200,000) for the purposes in their Act of incorporation set forth, and section "2" of the said Act is hereby amended by striking out the words "twenty thousand dollars" in the fifth line of the said section and inserting in lieu thereof the words "two hundred thousand dollars." <sup>Power to hold land.</sup>

6. The Home may, for the purposes in the said Act set forth, from time to time take or acquire by gift, devise or bequest any property, either real or personal, or any interest therein, and hold or dispose of the same or any part thereof from time to time, and grant and convey the same to any purchaser or purchasers accordingly. <sup>Gifts, devises of real and personal property.</sup>

7. The provisions of this Act shall be subject to those of *The Mortmain and Charitable Uses Act* except that the period within which the land shall be sold shall be seven years instead of two years and that it shall not be necessary to sell any land, now or hereafter acquired which is actually and *bona fide* held, used and occupied for the purposes of the Home. <sup>Application of Rev. Stat. c. 103.</sup>

## CHAPTER 130.

## An Act respecting the Ottawa Ladies' College

*Assented to 20th April, 1914.*

Preamble.

**W**HEREAS the Ottawa Ladies' College was incorporated by an Act of the Legislative Assembly of the Province of Ontario, passed in the 61st year of the reign of Her late Majesty Queen Victoria, Chaptered 74, under the name of "The Presbyterian Ladies' College of Ottawa," and the said Act was amended by an Act passed in the 2nd year of the reign of His late Majesty King Edward 7th, Chapter 109, whereby the name of the said corporation was changed to that of 'The Ottawa Ladies' College, and whereas the Ottawa Ladies' College has by its Petition prayed that the said Act may be amended as herein set forth, and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

61 V. c. 74,  
s. 18  
amended.  
Increase of  
borrowing  
powers.

1. Section 18 of the said Act of Incorporation passed in the 61st year of Her late Majesty Queen Victoria's reign, Chapter 74, is amended by striking out the words "twenty-five" in the third line of the said section of the said act and substituting in lieu thereof, the words "one hundred."

## CHAPTER 131.

## An Act to Incorporate Sacred Heart College of Sudbury

*Assented to 20th April, 1914.*

**W**HEREAS a petition has been presented by the persons hereinafter named, praying that they be constituted a corporation for the purposes and with the powers herein mentioned, and it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** The persons hereinafter named and their successors in office are hereby constituted a corporation under the name of "Sacred Heart College of Sudbury," hereinafter referred to as "the Corporation," for the purposes and with the powers herein mentioned.

**2.** The affairs and business of the Corporation shall be managed by the Board of Directors. The said Board of Directors shall hold office until the appointment of their successors as provided by the by-laws, resolutions, rules and regulations which the Board may pass under section 4 of this Act.

**3.** The following persons shall constitute the first Board of Directors of the Corporation, namely, the Reverend G. Jean, John J. Kehoe, Stephen Fournier, Lawrence O'Connor, Felix Ricard, W. H. Mulligan and Zotique Regimbal.

**4.** The Board of Directors may make and pass by-laws, resolutions, rules and regulations not contrary to the law or the provisions of this Act with respect to the conduct and management of the purposes and affairs of the Corporation and the exercise of the powers hereby conferred, including the calling of meetings of the Board, the quorum and procedure in all things at such meetings, the appointment, functions

functions, duties and removal of all officers, agents and servants and their remuneration and the management and administration of its colleges and schools and of all matters and things connected therewith, and the Board may confer upon the officers and persons employed in connection with the undertaking of the Corporation such powers of administration and discipline as it may think necessary.

Filling  
vacancies.

5. In case any member of the said Board shall die or resign his office, or shall remove from the Province of Ontario, or be dismissed from office by a vote of the majority of the said Board, the remaining members shall, at a meeting of the Board to be held within six months after such death, resignation, removal, or dismissal, elect some other person to fill the vacancy so created; provided that the neglect of the remaining members of the Board to fill any vacancy shall not render the acts or contracts of the said Board invalid, nor affect the rights, powers, privileges and obligations of the Corporation so long as a quorum of the Board remain in office; and the acts of a majority of the remaining members shall be valid and binding upon the Corporation.

Objects of  
corporation.

6. The objects of the Corporation are:—

- (a) To establish and maintain schools, colleges, universities, observatories and similar institutions.
- (b) To engage in and encourage investigation in languages, history, philosophy and other branches of learning.

Establish-  
ment of  
schools and  
colleges.

7. The Corporation shall have power to establish and conduct at the Town of Sudbury and elsewhere in the Province of Ontario, colleges or schools where students may obtain liberal education in the arts and sciences and promote the study, practice and knowledge thereof and for such purpose to provide for the delivery and holding of lectures, exhibitions, classes and conferences calculated directly or indirectly to advance the cause of education whether general, professional or technical; to award certificates and diplomas for merit and proficiency, and to appoint such professors, associate professors, lecturers, instructors and other officers and servants as may be necessary for carrying into effect the objects and purposes of this Corporation.

Head  
office.

8. The Head Office of the Corporation shall be at Sudbury, in the Province of Ontario, or at such other place in the said Province as may from time to time be determined by the Corporation.

**9.** The said Corporation may borrow money and for the purpose of securing the repayment thereof may mortgage all or any of the real or personal property of the Corporation. <sup>Borrowing powers.</sup>

**10.** The said Corporation shall have power to appoint one or more attorneys for such purposes as may be deemed requisite. <sup>Attorneys.</sup>

**11.** All instruments relating to real property shall be executed under the seal of the said Corporation, attested as provided by the rules and regulations of the Corporation. <sup>Execution of instruments.</sup>

**12.** The Corporation may acquire and take by purchase, lease, gift, devise, bequest or otherwise and may hold lands or tenements or interests therein, and personal property not exceeding in the whole the value of \$50,000, and the provisions of *The Mortmain and Charitable Uses Act* shall apply, except that the period within which the land shall be sold shall be seven years instead of two years, and that it shall not be necessary to sell any land now or hereafter acquired which is actually and *bona fide* held, used and occupied for the purposes of the Corporation. <sup>Limitation of power to hold land.</sup>

## CHAPTER 132.

An Act respecting the Corporation of St. Mary's  
'College in Montreal.*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS the Corporation of St. Mary's College in Montreal has by petition shewn that it was incorporated by an Act of the late Province of Canada, passed in the 16th year of the reign of Her late Majesty, Queen Victoria, chaptered 57, under the name of La Corporation du College Ste. Marie a Montreal, having for its object the education of youth, and empowering the said corporation to acquire, hold, possess and enjoy for the uses and purposes of the said corporation, lands, tenements and hereditaments, and real or immovable property situate, lying and being within that Province, not exceeding in yearly value the sum of one thousand five hundred pounds currency; and whereas the said corporation has carried on and intends to carry on its work in the Province of Ontario; and whereas the said corporation has by its petition prayed that its power to hold lands in the Province of Ontario should be increased; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Increase  
of power  
to hold  
land, etc.

**1.** La Corporation du College Ste. Marie a Montreal may at all times and places by purchase, gift, devise, assignment, loan or by any other legal title and lawful means, acquire, possess, inherit, take, have, accept and receive any real or personal property for the usages and purposes of the said corporation, and the same may hypothecate, sell, lease, exchange, alienate, and finally dispose of, in whole or in part, for the same purposes; provided that such real property

shall

shall not exceed in annual value the sum of twenty thousand dollars.

2. The provisions of this Act shall be subject to thoseApplication of Rev. Stat. c. 103.  
of *The Mortmain and Charitable Uses Act* except that the  
period within which the land shall be sold shall be seven  
years instead of two years and that it shall not be necessary  
to sell any land, now or hereafter acquired which is actually  
and *bona fide* held, used and occupied for the purposes of  
the corporation.

## CHAPTER 133.

An Act to confirm a Mortgage made by the Young Men's Christian Association of Sault Ste. Marie and Steelton to the Canada Life Assurance Co.

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS the Young Men's Christian Association of Sault Ste. Marie and Steelton (hereinafter called the "Association") was incorporated by an Act passed in the third year of the Reign of His Majesty King George V, Chapter 142, and was thereby authorized to acquire and hold real estate in the City of Sault Ste. Marie or any leasehold or other interest therein, not exceeding in value one hundred and fifty thousand dollars (\$150,000) and to alienate, mortgage or otherwise charge the same or any part thereof as occasion might require; and whereas the said Association did acquire Lots numbers 36, 37 and 38 in Wilson's sub-division "A" in the said city according to a plan of said subdivision registered in the Registry Office for the District of Algoma, as Plan Number 291, saving and excepting thereout the northerly two feet six inches of the easterly forty feet of said lot number 38 heretofore conveyed by indenture dated 12th September, 1912, and registered in the Registry Office for the District of Algoma as Number 20675, and did execute a mortgage thereon dated 20th May, 1913, in favor of the Canada Life Assurance Company as mortgagees to secure the repayment of thirty thousand dollars (\$30,000) advanced by that Company to the said Association which Mortgage was duly registered in the Registry Office for the Registry Division of the District of Algoma on the seventh day of June, 1913, and whereas the said Association did execute a mortgage dated the 31st day of December, 1913, in favor of Johnston D. H. Browne, John Dawson and Percival T. Rowland, Trustees, to secure bonds to the aggregate of \$15,000 issued by the said Association, which mortgage was expressed to cover its real and personal property and was duly registered in the said Registry Office on the 3rd day of January, 1914, and the said Association has, by its petition, prayed that to remove any doubt as to the power of the said Association under

*The*

*The Companies Act*, to execute such mortgages, or as to the sufficiency of the proceedings authorizing such execution, the mortgage as between the said Association and the Canada Life Assurance Company and the mortgage made by the said Association to the said Johnston D. H. Browne, John Dawson and Percival T. Rowland, Trustees, as aforesaid, may be declared valid and binding; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. It is hereby declared that the said mortgage in favor of the Canada Life Assurance Company has been duly executed by the said association and is, as between the said Association and The Canada Life Assurance Company, a good and valid mortgage and charge on the said lands therein described provided that nothing herein contained shall be taken to affect the right, title, or interest of any other person in the said lands or any part thereof.

2. The said Association is hereby declared to have and to have always had power to acquire and hold, alienate, exchange, mortgage, lease or otherwise charge or dispose of real and personal property as occasion may require for the purposes of the Association.

3. It is hereby declared that the said mortgage in favor of Johnston D. H. Browne, John Dawson and Percival T. Rowland as trustees, made to secure the bonds aforesaid of the Association, has been duly executed by the Association and is a good and valid mortgage and charge on the real and personal property therein described, as between the said Association and the said Trustees and the holders of the said Bonds; provided that nothing herein contained shall be taken to affect the right, title or interest of any other person in the said real and personal property or any part thereof.

## CHAPTER 134.

An Act respecting The Sons of Scotland  
Benevolent Association*Assented to 20th April, 1914.***Preamble.**

**W**HEREAS the Sons of Scotland Benevolent Association was incorporated under *The Act respecting Benevolent, Provident and Other Societies* on the eighth day of April in the year 1880, and under the provisions of its certificate is to provide a scheme to administer to the wants of the sick and destitute members of the Association, the widow and the orphan, and the burial of the dead, and the Association by its petition desires to give additional benefits to its members in respect of the several matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**Annuities.**

**1.** The Association may grant an annuity or annuities, dependent upon human life, and whether such annuities are deferred, contingent or otherwise, to any of its members who desire the same.

**Total disability benefit.**

**2.** The Association may grant to any of its members who desire the same a total disability benefit.

**Separate funds for benefits.**

**3.** The Association shall keep separate funds, books and accounts for each class of benefit.

**When annuities may be granted.**

**4.** The Association shall not carry on the business of granting annuities to its members until such time as at least three hundred of the members have agreed to take such annuity benefit.

**Approval of premiums.**

**5.** The Association shall not grant to its members annuity or disability benefits until the premiums payable thereon

shall

shall have been approved of by the Registrar of Friendly Societies for the Province of Ontario.

6. *The Ontario Insurance Act* shall apply to the Association, except in so far as such Act is inconsistent with this Act. <sup>Application of Rev. Stat. c. 183.</sup>

7. This Act shall come into force on and from the date of the passing thereof. <sup>when to take effect.</sup>

## CHAPTER 135.

## An Act respecting The Toronto Western Hospital

*Assented to 1st May, 1914.*

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**Short title.**     **1.** This Act may be cited as *The Toronto Western Hospital Act, 1914.*

**Interpretation.**     **2.** In this Act,

(a) "Board" shall mean the Board of Governors of The Toronto Western Hospital.

(b) "Hospital" shall mean The Toronto Western Hospital.

(c) "Corporation" shall mean the corporation known as The Toronto Western Hospital.

**Incorporation continued.**     **3.** The corporation created by the Act passed in the sixty-second year of the reign of Her late Majesty Queen Victoria, chaptered 118, as amended by the Act passed in the first year of the reign of His late Majesty King Edward the Seventh and chaptered 110 and known as The Toronto Western Hospital shall continue to be a body corporate and politic under the name of The Toronto Western Hospital and by that name shall have perpetual succession and a common seal and may under that name sue and be sued, and shall continue to have all the powers and privileges conferred upon it by the said Acts and also all the other powers and privileges and immunities vested by law in corporations necessary or proper for the carrying out of the objects of incorporation.

4. The said corporation of The Toronto Western Hospital shall be composed of the subscribers as hereinafter defined. <sup>Members of corporation.</sup>

5.—(1) The Toronto Western Hospital and the property, revenues, business and affairs thereof shall continue to be under the government, management, conduct and control of <sup>Board of Governors to have management and control.</sup> a Board of Governors.

(2) The present life Governors other than such of them as are members of the Hospital Staff shall be members of the Board of Governors for the terms of their respective lives.

(3) In addition to the life Governors there shall be ten members of the Board of Governors, of whom two shall be appointed by the Lieutenant-Governor in Council and two by the Municipal Council of the City of Toronto, and six, herein referred to as elected Governors, shall be elected by the subscribers from among the subscribers.

(4) The members of the Board in office at the time of the passing of this Act shall hold office for the remainder of the term for which they were elected and until their successors are chosen.

6.—(1) The Governors hereafter appointed by the Municipal Council of the Corporation of the City of Toronto shall hold office for one year and until their successors are appointed. <sup>Term of office of Governors.</sup>

(2) The Governors hereafter appointed by the Lieutenant-Governor in Council shall hold office for three years and until their successors are appointed.

(3) Subject to the provisions hereinafter contained respecting the first election of Governors by the subscribers the Governors hereafter elected by the subscribers shall hold office for three years and until their successors are elected.

7. The elected Governors shall be elected in the month of November in each year in the place of those whose term of office expires. <sup>Time of election.</sup>

8. A Governor whose term of office has expired shall be eligible for re-appointment or re-election as the case may be. <sup>Reappointment.</sup>

9. A member of the Hospital Staff shall not hereafter be eligible for election as a Governor and if an elected member of the Board of Governors accepts or occupies a position <sup>Members of hospital staff not eligible as governors.</sup>

on the Hospital Staff or if any member of the Board goes to reside out of Ontario or becomes insane or otherwise incapable of acting as a member, he shall *ipso facto* vacate his office as a member of the Board and a declaration of the existence of the vacancy entered upon the minutes of the Board by the direction of the Board shall be conclusive evidence thereof.

**Vacancies.**

**10.** When a vacancy occurs from any cause it shall be filled by the body possessing power to appoint or elect, and the person appointed or elected to fill the vacancy shall hold office for the remainder of the term of the Governor whose place he is appointed or elected to fill.

**Quorum.**

**11.** Five members shall constitute a quorum of the Board.

**Meetings of subscribers for election of Governors.**

**12.—(1)** A meeting of the subscribers for the election of Governors to fill the places of retiring elected Governors shall be held annually on the second Tuesday in the month of November.

(2) Elections to fill vacancies arising from any cause other than the expiration of the term of office shall be held at such time as the Board may by by-law or resolution appoint.

(3) The meetings of the subscribers for the election of Governors shall be held at the Hospital at such hour as the Board by resolution appoints. The Secretary of the Board shall at least ten days prior to the holding of any such meeting give notice thereof by mailing the same in a prepaid registered letter addressed to each subscriber at his last address as the same appears on the books of the Hospital, but no accidental or unintentional failure to mail such notice to any subscriber or subscribers shall invalidate any proceedings at such meeting.

(4) The President of the Board, or in his absence, a Vice-President or a person elected by the meeting, shall preside at any meeting of subscribers and the Secretary shall act as the secretary of the meeting and shall produce a certified list of the subscribers as of the date of the calling of the meeting with a statement of the amount of each subscription, and such list shall be open to public inspection.

(5) The election of Governors shall be by ballot taken by two or more scrutineers appointed by the Chairman of the meeting.

(6) At all meetings of subscribers each subscriber of record on the date of the calling of the meeting shall be entitled to vote in person or by proxy under an instrument of proxy executed under his hand and given to a subscriber entitled to vote at such meeting.

(7) In case of an equality of votes as to any matter other than the election of Governors the Chairman shall have a casting vote.

(8) In case of an election if there shall be an equality of votes between two or more persons which leaves the election of one or more Governors undecided, the scrutineers shall forthwith put in a ballot box a number of papers with the names of the candidates respectively having such equality of votes written thereon, one for each candidate, and the Chairman shall draw from the ballot box in the presence of the scrutineers one or more of the papers sufficient to make up the required number of Governors, and the persons whose names are upon the papers so drawn shall be the Governors elected.

**13.**—(1) Of the six Governors elected at the annual meeting of subscribers to be held in the month of November, 1914, two shall hold office for the term of one year and until their successors are elected, two shall hold office for the term of two years and until their successors are elected, and two shall hold office for the term of three years and until their successors are elected. Term of office of Governors.

(2) The two Governors to hold office for the term of three years shall be the candidate who polled the highest number of votes and the candidate who polled the next highest number of votes. The two Governors to hold office for the term of two years shall be the candidate who polled the third highest number of votes and the candidate who polled the fourth highest number of votes. The two Governors to hold office for the term of one year shall be the candidate who polled the fifth highest number of votes and the candidate who polled the sixth highest number of votes. In case of an equality of votes between two or more candidates which leaves undecided the question as to whether any given candidate is elected for three years or two years or one year the procedure shall be as in subsection 8 of section 12 of this Act.

**14.** At every annual meeting of subscribers after the year 1914 the subscribers shall elect two subscribers to be Governors for three years and until their successors are elected. Number to be elected after 1914.

Power to accept grants, devises, etc., of real and personal property.

**15.**—(1) The Board may in its discretion receive and take in the name of the corporation from any person or body corporate by grant, gift, devise or otherwise any land or interest in land or any goods, chattels or effects for the use, support or purposes of the Hospital and without license in mortmain and in their discretion may sell or dispose of the same.

(2) No real property or interest therein vested in the corporation and used for Hospital purposes shall be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking land compulsorily for any purpose whatsoever; and no power to expropriate real property hereafter conferred upon such corporation or person shall extend to such real property or interest unless in the Act conferring the power it is made in express terms to apply to such real property.

Property exempt from taxation.

**16.** The buildings and land of and attached to or otherwise *bona fide* used in connection with and for the purpose of the Hospital, so long as such buildings and land are actually used and occupied for the purpose of the Hospital and the personal property of the Hospital shall be exempt from all taxation including school rates and taxes.

Limitation of actions.

**17.** All the rights and privileges belonging to or enjoyed by the Crown in respect of its land under any Statute limiting the time for bringing actions either by the Crown or against the Crown shall belong to and be enjoyed by the corporation in respect of land vested in the corporation.

Borrowing powers.

**18.**—(1) The Board may from time to time borrow for the purposes of the Hospital such sums as may in their opinion be required for the purposes of the Hospital and may charge, hypothecate, mortgage or pledge any or all of the real and personal property and assets of the corporation to secure any money so borrowed or any other debt or liability of the corporation, and may issue debentures for any money borrowed, in such sums at such rate of interest, and subject to subsection 2 of this section, for such period as the Board may deem expedient.

(2) No such debentures shall be issued for a longer period than forty years, and the interest shall be payable yearly, half-yearly or quarterly.

(3) Such debentures may be secured by a mortgage to trustees for the debenture holders upon any or all of the real and personal property and assets of the Corporation.

**19.** The Board may invest in such securities as may be deemed advisable all money that may at any time come into its hands for the use and support of the Hospital, or may deposit the same in any chartered bank or financial institution of good standing.

**20.—**(1) All grants, conveyances, assignments, mortgages, statutory and other discharges of mortgage, leases, contracts, distress warrants and other documents requiring to be executed under seal shall be sealed with the corporate seal of the corporation and shall be signed by the President and Secretary or by some other person or persons thereunto authorized by resolution of the Board.

(2) All cheques, promissory notes and drafts shall be signed by the President or a Vice-President or some person thereto authorized by resolution of the Board and also by the Treasurer or some person thereto authorized by resolution of the Board.

**21.—**(1) The Board may from among its members elect one or more honorary presidents, a president, and one or more vice-presidents.

(2) The Board shall appoint and may remove a secretary, a treasurer, a superintendent and his assistants and clerks and all other officers or servants of the Board. No person shall be disqualified to hold any of the said offices by reason of his being a member of the Board.

(3) The Board may from time to time appoint to life membership of the Board of Governors any member of the corporation who on account of service on behalf of the Hospital shall be deemed worthy of such distinction and shall have contributed not less than \$1,000.00 to the funds of the hospital. No member of the hospital staff shall be eligible for such appointment and if any person so appointed accepts or occupies a position on the hospital staff he shall *ipso facto* vacate his office as a member of the Board.

(4) The Board may enact by-laws and regulations for the management of the hospital and for fixing all salaries and wages and for regulating the composition of the hospital staff, their number and duties.

(5) Such by-laws or regulations shall be laid before the Lieutenant-Governor in Council within thirty days after the same have been enacted and shall not come into force until approved by him.

## Patrons

**22.**—(1) Every individual who has heretofore donated or shall hereafter donate to the funds of the hospital one thousand dollars or upwards shall be a patron of the hospital, and the Board shall erect a tablet in the principal entrance hall of the hospital upon which shall be inscribed the names of the patrons and the amounts donated by them respectively.

(2) The patrons shall be visitors of the hospital.

## Subscriber.

**23.** Every individual who has heretofore subscribed or shall hereafter subscribe one hundred dollars or upwards to the funds of the hospital shall be a subscriber and shall be entitled to one vote at each and every meeting of the subscribers for each and every one hundred dollars contributed by him.

## Paying patients.

**24.** The Board shall allow every patient paying sufficient to cover all the cost to the Board of his maintenance and support while in the hospital to employ his own physician subject to the regulations of the Board.

## City patients.

**25.** The Board shall afford accommodation as far as possible to patients sent into the hospital on the order of the corporation of the City of Toronto, upon payment to the Board of such rates as may from time to time be agreed upon and subject to such regulations as the Board may by by-law or resolution prescribe.

## Hospital staff.

**26.** There shall not hereafter be a medical staff as defined in the said Act passed in the sixty-second year of the reign of Her late Majesty Queen Victoria, chaptered 118, as amended by the Act passed in the first year of the reign of His late Majesty King Edward the Seventh, chaptered 110, but there shall be for the purposes of the hospital a hospital staff consisting of physicians and surgeons. The composition and number of the hospital staff, the term of office and the duties and privileges of the members thereof shall be determined and regulated by the Board. The Board may from time to time appoint members to and at their pleasure remove members from the said hospital staff. Until otherwise ordered by the Board the persons who on the day when this Act comes into force are members of the said medical staff shall be members of the hospital staff.

## Advisory medical board.

**27.**—(1) There shall be an advisory medical board composed of all the members of the staff.

(2) Their duties shall be to advise when requested, or upon their own initiative the Board upon any questions spec-

ially relating to the professional features of the work of the Hospital.

(3) The Advisory Board shall meet when requested by the Board of Governors and at such other times as the Advisory Board may determine, and may make such rules as may be necessary for constituting and establishing the order of their meetings.

(4) A record of each meeting shall be kept in a book specially provided for the purpose, which book shall constitute one of the records of the hospital and shall be presented to the Inspector of Hospitals on the occasion of each of his visits.

**28.** In addition to the returns required by any other Act the Board, when required so to do by the Lieutenant-Governor in Council, shall render an account in detail of all money received by it, specifying the sources from which the same arose or was received and the manner in which the same is invested or was expended and all such particulars as may be necessary to show the state of the fund and endowment of the hospital.

**29.** Chapter 118 of the Acts passed in the sixty-second year of the reign of Her late Majesty Queen Victoria and Chapter 110 of the Acts passed in the first year of the reign of His late Majesty King Edward the Seventh are hereby repealed.

Returns to  
Lieut.-Gov-  
ernor in  
Council.

62 V. (2),  
c. 118, and  
Edw. VII.  
c. 110,  
repealed.

## CHAPTER 136.

## An Act respecting the Roman Catholic Episcopal Corporation of the Diocese of London, in Ontario

*Assented to 20th April, 1914.*

## Preamble.

WHEREFORE The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario has by its petition represented that by an Act passed in the eighth year of the reign of Her late Majesty Queen Victoria, chaptered eighty-two, intituled "An Act to incorporate the Roman Catholic Bishops of Toronto and Kingston, in Canada, in each Diocese," it was enacted amongst other things that whenever it might be deemed expedient to erect any new diocese or dioceses in that part of the then Province of Canada formerly called Upper Canada, the bishop or bishops of such new diocese or dioceses, and his or their successor or successors for the time being should have the same powers as are by the said Act conferred upon the said Bishops of Kingston and Toronto respectively; and whereas in pursuance of the authority conferred by the said Act a new diocese was in 1856 erected in Upper Canada and called the Diocese of London; and whereas by an Act passed in the thirty-sixth year of the reign of Her late Majesty Queen Victoria, chaptered 142, the then Bishop of the said Diocese and his successors were constituted a body corporate under the name of *The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario* enjoying all the powers and privileges and subject to the provisions contained in the said Act passed in the eighth year of the said reign, chaptered eighty-two, and further powers to borrow money on mortgages were also conferred on the said Corporation; and whereas it has been further represented by the said petition that it will be in the interests of the diocese at large that further power should be conferred on the said Corporation to become a party to promissory notes and bills of exchange and that the same should be binding without the seal of the Corporation being attached thereto; and whereas the said

Corporation

Corporation has prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

**1.** The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario may from time to time become a party to promissory notes and bills of exchange for the purposes of the Corporation for such amounts as may be considered necessary or advisable by the Corporation.

Authority to make promissory notes and bills of exchange.

**2.** Every such promissory note or bill of exchange made, drawn or endorsed by the Bishop of the Diocese for the time being shall without the corporate seal be legal, valid and binding upon the Corporation.

Corporate seal not required.

**3.** This Act shall be read with and shall form one Act with the Act passed in the eighth year of Her late Majesty's reign, chaptered 82, and the Act passed in the thirty-sixth year of Her late Majesty's reign, chaptered 142, and the powers by this Act conferred shall be deemed to be in addition to, and not in amendment or substitution of the powers conferred upon the Corporation by the said Acts.

Act to form part of certain other Acts.

## CHAPTER 137.

An Act to enable the Trustees of St Andrew's Presbyterian Church, Peterborough, to sell certain lands.

*Assented to 20th April, 1914.*

## Preamble.

**W**HEREAS by Letters Patent dated the twenty-ninth day of July, 1836, Lots Numbers Twelve and Thirteen on the North side of Brock Street and West of George Street in the Town (now City) of Peterborough were granted to certain Trustees in trust as a glebe for the residence of a Clergyman in connection with the Church of Scotland in the then Town of Peterborough, which Church is now known as St. Andrew's Presbyterian Church in the City of Peterborough; and whereas George A. Gillespie, Andrew McFarlane, William A. Richardson, E. Bruce Fowler, William Langford, Jr., Joseph Saunders and William Harstone, all of the said City of Peterborough, are the present holders of said lands upon the trust aforesaid; and whereas the said lands are not required for the said purpose, and the Managers of the Congregation of said St. Andrew's Presbyterian Church have prayed that the said Trustees may be empowered to sell the said lands and dispose of the proceeds thereof as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:—

**Power of trustees to sell certain lands.**

1. The said present Trustees of the said lands, or their successors, or a majority of them, with the approval of the Congregation of St. Andrew's Presbyterian Church, and of the Presbytery of Peterborough, shall have full power to sell the said Lots Twelve and Thirteen, or any portion or portions thereof either by public auction or private sale, and in such parcels, and for such sum or sums as may to them seem reasonable, and to execute and deliver a conveyance or conveyances thereof to the purchaser or purchasers, and to receive the purchase money thereof.

**2.** The moneys realized by such sales shall be applied by said Trustees to such purposes for the benefit of the said Church as the Congregation of the said Church, with the approval of the said Presbytery, may from time to time direct, and until so applied shall be invested by said Trustees in such securities as are permissible to Trustees under the provisions of *The Trustee Act*.

**3.** The purchaser or purchasers of the said lands shall be bound to see to the application of the purchase money.

Application  
of proceeds  
of sale.

Exoneration  
of pur-  
chaser.

## CHAPTER 138.

## An Act respecting St. Paul's Church, Toronto

*Assented to 1st May, 1914.*

## Preamble.

**W**HEREAS by a conveyance dated the 1st day of December, 1842, Samuel Peters Jarvis conveyed to the Right Rev. John, Lord Bishop of Toronto, and his successors in office:—Part of Park lot No. 6, in the City of Toronto, described therein as lots eleven and twelve on Hawkin's plan (unregistered), which said parcel of land is more fully described as follows:—Commencing on the southerly limit of Bloor Street at a point distant easterly from the intersection of the southerly limit of Bloor Street with the easterly limit of Church Street three hundred and forty-eight feet and two inches (348' 2"); thence southerly parallel with the said easterly limit of Church Street one hundred and thirty-six feet (136'); thence easterly parallel with the southerly limit of Bloor Street one hundred and one foot (101') to a point; thence northerly parallel with the said easterly limit of Church Street one hundred and thirty-six feet (136') to the southerly limit of Bloor Street; thence westerly along the said southerly limit of Bloor Street one hundred and one foot (101'), which is the parcel of land hereinafter referred to as the firstly described parcel in trust to permit and suffer the westerly one-half of the said parcel of land as a site and ground plot of the Church conforming the rites, etc., of the United Church of England and Ireland, and in regard to the easterly one-half of the said parcel as a site and ground plot for a parsonage house with lands adjoining thereto to permit and suffer the clergyman and settled minister to receive the rent and profits thereof to and for his own use and benefit; and whereas by a conveyance dated the 13th day of May, 1873, the late Ernestus Crombie conveyed to the late Rev. Saltern Givins, his heirs, executors, administrators and assigns a parcel of land more fully described as follows:—Part of the said Park lot No. six (6), commencing at a point determined by being distant westerly one hundred and ninety-six feet (196') west of Jarvis Street and two hundred and

thirty-four

thirty-four feet (234') south of Bloor Street; thence westerly one hundred and one feet (101') to the westerly limit of the said Park lot No. 6; thence northerly ninety-eight feet (98'); thence easterly one hundred and one feet (101'); thence southerly ninety-eight feet (98') to the place of beginning, forming a rectangular parcel of land one hundred and one feet (101') by ninety-eight feet (98'), and is the parcel of land hereinafter referred to as the secondly described parcel, and which lies immediately in the rear of the first above-described parcel; and whereas the said late Rev. Saltern Givins entered into a bond with the rector and church wardens of St. Paul's Church bearing date the 26th day of September, 1873, conditioned for the conveyance of the said secondly described parcel of land to the rector and church wardens of St. Paul's Church, Toronto, and their successors in office upon payment to him, the said Rev. Saltern Givins, of (\$500) five hundred dollars and interest at the rate of eight per cent. (8%) per annum from the 13th day of May, 1873, and the said sum of \$500 and interest has been duly paid by the rector and wardens of St. Paul's Church to the said late Rev. Saltern Givins in his lifetime, but no conveyance of the said lands was ever made or executed by the said late Rev. Saltern Givins; and whereas by a conveyance dated the 25th day of November, 1857, James Henderson conveyed to the late Rev. Saltern Givins and his successors in office of incumbant of St. Paul's Church, Yorkville (now Toronto), upon trust to erect a church or parsonage house, with a right to use the same for other purposes, with the leave in writing of the said James Henderson, his heirs, executors, administrators and assigns, an undivided half interest in a certain parcel or tract of land described as follows:—Commencing at a point on the southerly limit of Bloor Street distant from the intersection of the southerly limit of Bloor Street with the easterly limit of Church Street two hundred and thirty-two feet two inches (232" 2'); thence southerly parallel to the easterly limit of Church Street two hundred feet (200') to a point; thence easterly parallel to the southerly limit of Bloor Street one hundred and twenty-five feet (125') to the limits between Park lots six and seven; thence northerly along the limit between Park lots No. six and seven two hundred feet (200'), more or less, to the southerly limit of Bloor Street; thence westerly along the southerly limit of Bloor Street one hundred and twenty-five feet (125') to the place of beginning, which is the parcel of land hereinafter referred to as the thirdly described parcel; and whereas the rector and wardens of St. Paul's Church have since the respective dates of the said conveyances been in actual possession and occupation of all of the said lands for church purposes, and the present rector, the Venerable Archdeacon Henry John Cody, and the present church wardens, Frank Augustus  
Rolph

Rolph and Charles Newton Candee, have by their petition prayed that the several parcels of land above described be vested in them as such rector and church wardens and their successors in office for all the estate, right, title and interest therein of the respective grantors, grantees, and free from any of the trusts or limitations imposed as above described; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Certain  
land  
vested in  
rector and  
churchwar-  
dens.

1. The above first-described parcel of land is hereby vested in the said rector and church wardens of St. Paul's Church, Toronto, and their successors in office for all the estate, right, title and interest of the Bishop of Toronto and his successors in office therein, freed and discharged from the trusts contained in the said conveyance thereof from Samuel Peters Jarvis, above referred to.

2. The above secondly-described parcel of land is hereby vested in the said rector and church wardens of St. Paul's Church, Toronto, and their successors in office for all the estate, right, title and interest therein which the said late Rev. Saltern Givins had therein on the 26th day of September, 1873.

3. The above thirdly-described parcel of land is hereby vested in the said rector and church wardens of St. Paul's Church, Toronto, their successors in office for all the estate, right, title and interest therein which the said late James Henderson and the said late Rev. Saltern Givins and his successors in office had therein, freed and discharged from the trusts contained in the said conveyance from the said late James Henderson.

## CHAPTER 139.

An Act to Authorize the Law Society of Upper Canada to admit James George Guise-Bagley as a Student in his Final Year.

*Assented to 1st May, 1914.*

**W**HEREAS James George Guise-Bagley of the Town of <sup>Preamble.</sup> Barrie, in the County of Simcoe, and Province of Ontario, has by his Petition set forth that in England he was a bona fide clerk to Solicitors for upwards of twenty-five years, whereof eighteen years were as managing clerk, performing duties involving the management without supervision of the litigation and conveyancing of a large and varied practice and at times the entire charge thereof and generally as such managing clerk had acted as a duly qualified legal practitioner; that in consequence of failing health he had left England, and having recovered his health in Canada has served with various Barristers and Solicitors in the Province of Ontario as clerk since the year 1907. That he was appointed a Notary Public in the year 1909. That he became clerk to A. E. H. Creswicke, K.C., on the 1st day of May, 1912, and subsequently entered into Articles of clerkship with him, but that he has been unable to obtain admission to the Law Society for want of passing the matriculation examination at some Ontario University, and that owing to his age and his duties as such clerk as aforesaid he cannot take up a course of Classics, but that he is now prepared to pass the final examinations in Law; and whereas the said James George Guise-Bagley has prayed that an act may be passed to enable the Law Society of Upper Canada to admit him as a Student of the Laws as of the final year; and whereas the circumstances appear to be exceptional; and whereas it is expedient to grant the prayer of the said Petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Law Society  
of Upper  
Canada  
authorized  
to admit  
J. G. Guise-  
Bagley as  
Student-  
at-Law.

1. It shall and may be lawful for the Law Society of Upper Canada at any time hereafter, upon payment of the proper fees and without preliminary examination, to admit the said James George Guise-Bagley as a Student at law in his final year. And such admission shall take effect to all intents and purposes as if he had complied with the requirements of Section 3, sub-section (a) of *The Barristers' Act* and Section 6, sub-section (a) and Section 11, sub-section (a) of *The Solicitors' Act*, and was now in his final year, any law Statute or usage to the contrary notwithstanding.

## CHAPTER 140.

An Act to Authorize William Samuel Nelson  
Harold to Assume and Use the Name  
Samuel William Randall

*Assented to 20th April, 1914.*

**W**HEREAS William Samuel Nelson Harold, of the <sup>Preamble.</sup> City of Winnipeg, sometimes of the City of Toronto, in the County of York, hath by his petition set forth that he was born in the Town of Newmarket about thirty-three years ago, and is a son of Nelson Harold and Louise Harold, of Sharon Post Office, in the County of York, the said Nelson Harold now being deceased, and that his name was registered as William Samuel Nelson Harold, and that he carried the said name for about fifteen years, but for the last seventeen or eighteen years he has been doing business and has been known under the name of Samuel William Randall, and that he is an unmarried man and owns property in the Province of Ontario and in British Columbia, holding the same in the name of Samuel William Randall, and it has become desirable and expedient that he should use and adopt the name Samuel William Randall, and that he has by his said petition prayed that an Act may be passed for such purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. The said William Samuel Nelson Harold shall hereafter be called and known by the name of Samuel William Randall. <sup>Change of name.</sup>

2. The said Samuel William Randall shall hereafter claim, obtain, exercise and enjoy all and every advantage, benefit, calling, profession, occupation, addition, title and degree which he exercises or enjoys, or has been or might be entitled to under the name of William Samuel Nelson Harold, and also shall recover, have, hold and possess and be capable of inheriting all real and personal property and rights <sup>Rights and privileges of Samuel W. Randall.</sup>

rights, interests, credits, moneys and securities of any nature or kind whatsoever which he at present has, holds or possesses, or is capable of recovering, having, holding, possessing or inheriting, or might hereafter be capable of receiving, having, holding, possessing or inheriting by and under the name of William Samuel Nelson Harold; and also shall not hereafter by reason of the change of name hereby made be deprived of or disqualified from exercising or enjoying any addition, title, degree, qualification, advantage, benefit, possession, calling, appointment, honor, position, or any interest or property of any nature or kind whatsoever which he now has, holds, possesses or enjoys, or is or might hereafter be capable of recovering, having, holding, possessing, inheriting and enjoying if the said change of name had not been made by the adoption of the said name of Samuel William Randall as his name.

Continuation  
of legal pro-  
ceedings.

**3.** If any suit or legal or equitable proceeding has been commenced by or against the said party whose name is changed by virtue of this Act by his former name, such suit or proceeding shall not be abated, nor any relief or recovery sought thereby be prevented by reason of any such change of name, but the same may be continued and carried on to judgment and execution, and until satisfaction and discharge had, as if this Act had not been passed.

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4 Geo. V., 1914

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